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JOURNAL OF THE SENATE

OF THE

Twenty-eighth General Assembly

OF THE

STATE OF IOWA

WHICH CONVENED AT THE CAPITOL AT DES MOINES
JANUARY 8, 1900.

DES MOINES:
F. R. CONAWAY, STATE PRINTER,
1900

OFFICERS OF THE SENATE.

President:

J. C. MILLIMAN, LOGAN.

President pro tem.:

W. F. HARRIMAN, HAMPTON.

Secretary:

GEO. A. NEWMAN, CEDAR FALLS.

<i>First Assistant Secretary,</i>	- -	S. D. ALEXANDER, Madison county.
<i>Second Assistant Secretary,</i>	-	T. R. EMMONS, Bremer county.
<i>Engrossing Clerk,</i>	- - -	LOIS M. RIGBY, Scott county.
<i>Enrolling Clerk,</i>	- - -	OLIVE CONGER, Wayne county.
<i>Journal Clerk,</i>	- - -	H. C. LOUNSBERRY, Marshall county.
<i>Journal Clerk,</i>	- - -	CECIL DIXON, Calhoun county.
<i>Sergeant-at-arms,</i>	- - -	E. C. COLLINS, Hancock county.
<i>File Clerk,</i>	- - -	E. H. SCHENCK, Decatur county.
<i>Bill Clerk,</i>	- - -	LETA HOLMAN, Buchanan county.
<i>Postmistress,</i>	- - -	VIOLA S. COOK, Carroll county.
<i>Doorkeeper</i>	- - -	J. H. SERENE, Allamakee county.

THE SENATE OF THE TWENTY-EIGHTH GENERAL ASSEMBLY.

Dist.	NAME	P O. ADDRESS.	COUNTIES IN DISTRICT.
26	Alexander, J. S.....	Marion.....	Linn.
10	Alberson, A. N.....	Washington...	Henry, Washington.
5	Allyn, Geo. S.....	Mt. Ayr.....	Decatur, Ringgold, Union.
6	Arthaud, F. L.....	Bedford.....	Adams, Taylor.
47	Bachman, E. W.....	West Bend....	Clay, Dickinson, Emmet, Kosuth, Palo Alto.
25	Ball, Geo. W.....	Iowa City.....	Iowa, Johnson.
36	Bishop, H. C.....	Elkader.....	Clayton.
14	Blanchard, L. C.....	Oskaloosa.....	Mahaska.
34	Bolter, L. R.....	Logan.....	Crawford, Harrison, Monona.
2	Brighton, Henry H.	Fairfield.....	Jefferson, Van Buren.
30	Cheshire, Thos. A...	Des Moines....	Polk.
28	Classen, J. B.....	Green Mtn....	Marshall.
39	Craig, Geo. M.....	Allison.....	Bremer, Butler.
16	Crossley, Jas. J.....	Patterson.....	Adair, Madison.
7	Eaton, William.....	Sidney.....	Fremont, Page.
18	Emmert, Joseph M.	Atlantic.....	Cass, Shelby.
50	Finch, Parley.....	Humboldt.....	Buena Vista, Humboldt, Pocahontas.
31	Fitchpatrick, J. A...	Nevada.....	Boone, Story.
48	Garst, Warren.....	Coon Rapids..	Carroll, Greene, Sac.
29	Gorrell, J. R.....	Newton.....	Jasper.
33	Griswold, H. J.....	Winthrop.....	Buchanan, Delaware.
43	Harriman, W. F....	Hampton.....	Cerro Gordo, Franklin, Hancock.
21	Hayward, W. C.....	Davenport....	Scott.
19	Hazelton, Arthur S.	Council Bluffs.	Pottawattamie.
27	Healy, Thomas D...	Fort Dodge...	Calhoun, Webster.
46	Hobart, Alva C.....	Cherokee.....	Cherokee, Ida, Plymouth.
17	Hopkins, F. M.....	Guthrie Center	Audubon, Dallas, Guthrie.
32	Hubbard, E. H.....	Sioux City....	Woodbury.
8	Junkin, Joseph M...	Red Oak.....	Mills, Montgomery.
23	Lambert, Thomas...	Sabula.....	Jackson.
12	Lewis, W. R.....	Montezuma...	Keokuk, Poweshiek.
49	Lister, Geo. W.....	Sibley.....	Lyon, O'Brien, Osceola, Sioux.
42	Lyons, D. A.....	Cresco.....	Howard, Winneshiek.
9	McArthur, Wm. C...	Burlington....	Des Moines.
13	McIntire, W. A.....	Ottumwa.....	Wapello.
4	Mardis, Alexander..	Corydon.....	Lucas, Wayne.
24	Moffit, John T.....	Tipton.....	Cedar, Jones.
38	Mullan, Chas. W...	Waterloo.....	Black Hawk, Grundy.
35	Nolan, Thos. F.....	Ballyclough...	Dubuque.
45	Penrose, E. G.....	Tama.....	Benton, Tama.
44	Perrin, Wm. B.....	Nashua.....	Chickasaw, Floyd.
3	Porter, Claude R...	Centerville...	Appanoose, Davis.
41	Smith, Jas. A.....	Osage.....	Mitchell, Winnebago, Worth.
11	Tallman, W. B.....	Osceola.....	Clarke, Warren.
20	Titus, G. M.....	Muscatine....	Louisa, Muscatine.
15	Townsend, Fred.....	Albia.....	Marion, Monroe.
40	Trewin, Jas. H.....	Lansing.....	Allamakee, Fayette.
37	Wallace, Joseph....	Eldora.....	Hamilton, Hardin, Wright.
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Passed House	1059
Enrolled.. ..	1093
69—By Brighton. A bill for an act to amend the laws of Iowa concerning insurance other than life by repealing section 1742, and recommending a substitute therefor.	
Read first and second time and referred.....	117
Special order.....	616
Amended.....	818
Passed	819
Passed House.....	1031
Passed on file.....	1043
Enrolled.....	1091
70—By Lambert. A bill for an act to abolish the offices of the state printer and state binder, and to revise and amend the statutes in relation to state printing and binding, and to provide for the letting of the same by contract.	
Read first and second time and referred.....	118

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71—By Trewin. A bill for an act to amend section 1850 of the Code, relating to the assessment of property.	
Read first and second time and referred.....	118
Postponed.....	809
72—By Penrose. A bill for an act making an appropriation for the purchase of 50,000 railroad commissioners' official maps to be distributed by members of the General Assembly and also by the railroad commissioners.	
Read first and second time and referred.....	118
Reported with substitute.....	323
Passed.....	351
Passed House.....	385
Enrolled.....	490
Signed by Governor.....	550
73—By Bishop. A bill for an act to amend section 371 of the Code, relating to duties of clerk of the district court, in relation to funds, moneys or securities deposited with the clerk, by administrators, trustees, etc.	
Read first and second time and referred.....	118
Reported with substitute.....	168
Read first and second time.....	169
Adopted.....	190
Amended.....	190
Passed.....	191
Passed House.....	359
Passed on file.....	363
Enrolled.....	377
Signed by Governor.....	452
74—By Porter. A bill for an act to amend section 2490 of the Code, relative to the screening and weighing of coal.	
Read first and second time and referred.....	118
75—By Penrose. A bill for an act to amend sections 1119 and 1120, chapter 3, title 6 of the Code, relating to marking and counting ballots.	
Read first and second time and referred.....	119
Reported with substitute.....	428
Amended.....	995
Passed.....	996
76—By Hubbard. A bill for an act to amend section 468, in chapter 2, title 4 of the Code, requiring boards of supervisors to award contracts for supplies to the lowest bidder.	
Read first and second time and referred.....	127
Reported.....	774
Indefinitely postponed.....	834
77—By Hubbard. A bill for an act to amend section 3439 of chapter 1, of title 18 of the Code, in relation to the limitation of actions on judgments.	
Read first and second time and referred.....	128
Reported.....	538
78—By Blanchard. A bill for an act to amend section 458 of the Code, relating to the disposition of the fund derived from the taxation of d gs.	
Read first and second time and referred.....	128

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79—By Crossley. A bill for an act repealing section 2261 of the Code, with reference to the county commissioners of insanity, and providing a substitute in lieu thereof.	
Read first and second time and referred.....	128
Reported.....	198
Indefinitely postponed.....	282
80—By Emmert. A bill for an act to amend section 2564, chapter 16, title 12 of the Code.	
Read first and second time and referred.....	128
81—By Emmert. A bill for an act to protect the public health and the health of domestic animals.	
Read first and second time and referred.....	128
Reported amended.....	218
Adopted.....	278
Amended.....	274, 282, 283
Special order.....	323
Amended.....	340, 345, 346
82—By Emmert. A bill for an act to amend sections 2579, 2581 and 2583 of chapter 17, title 12 of the Code.	
Read first and second time and referred.....	128
Reported with substitute.....	338
Passed.....	553
83—By Penrose. A bill for an act to amend section seven hundred and seventy-nine (779) of the Code, relating to the collection of taxes.	
Read first and second time and referred.....	129
Reported with amendment.....	167
Passed.....	216
Passed House.....	314
Passed on file.....	319
Passed.....	373
Enrolled.....	491
Signed by Governor.....	550
84—By Lister. A bill for an act to prevent boxing exhibitions or glove contests.	
Read first and second time and referred.....	129
Amended.....	830
Passed.....	830
Passed House.....	1008
Passed on file.....	1019
Enrolled.....	1046
85—By Alexander. A bill for an act to amend section 1759 of the Code, relating to insurance.	
Read first and second time and referred.....	129
Reported.....	371
Indefinitely postponed.....	601
86—By Healy. A bill for an act to amend section 1106 of the code, relating to the number of places in which a candidate's name may appear on official ballot.	
Read first and second time and referred.....	129
Indefinitely postponed.....	710
87—By Trewin. A bill for an act providing for payment into the county treasury for use of county fund of all fines imposed for violation of laws regulating the sale of intoxicating liquors.	
Read first and second time and referred.....	152
Reported.....	198
Indefinitely postponed.....	242

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88—By Tallman. A bill for an act to amend section 4807 of the Code, in relation to highways, bridges, railways, telegraph lines, etc.	
Read first and second time and referred.....	133
Amended and passed.....	228
House passed.....	253
Passed on file.....	263
Enrolled.....	277
Signed by Governor.....	452
89—By Arthaud. A bill for an act to amend section 1571 of the Code, relating to steam engines on roads.	
Read first and second time and referred.....	133
Reported.....	228
Indefinitely postponed.....	495
90—By McIntire. A bill for an act to punish railway passenger train robbers.	
Read first and second time and referred.....	133
Reported with substitute.....	568
Amended and passed.....	690
House amended and passed.....	778
Passed.....	783
Enrolled.....	823, 826
Signed by Governor.....	908
91—By Lewis. A bill for an act to add to and amend chapters 4 and 5 of the Code, in relation to insurance other than life, and to amend sections 1742 and 1744 of the Code.	
Read first and second time and referred.....	133
92—By Oheshire. A bill for an act to legalize a special election held in the county of Polk and state of Iowa, on the 25th of January, 1899, and the proposition submitted at said election, for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed \$100,000, upon which to build a court house; to legalize the authority of the board of supervisors of said county to purchase real property for said purpose at a cost not to exceed \$100,000, and to levy a tax of one-quarter of one mill on the assessed valuation of the taxable property of Polk county, for a period not exceeding 20 years, beginning with the year 1900, to pay the indebtedness created by said purchase, if an indebtedness shall be created thereby.	
Read first and second time and referred.....	133
Reported.....	588
Passed.....	636
Passed House.....	724
Passed on file.....	725
Enrolled.....	709
Signed by Governor.....	908
93—By Wilson. A bill for an act to relinquish to Axel B. Erickson the undivided one-third part of lot number eighteen (18) in block number three (3) in Aiken's first addition to the city of Clinton, Clinton county, Iowa.	
Read first and second time and referred.....	141
Reported.....	236
94—By Griswold. A bill for an act to amend section 4295 of the Code, in relation to mortgages and incumbrances upon real estate.	

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Read first and second time and referred.....	141
95—By Healy. A bill for an act to amend section forty hundred and nineteen (4019) of the Code, relating to preferred debts for labor	
Read first and second time and referred.....	141
Reported.....	307
Amended.....	501
Lost on passage.....	502
96—By Healy. A bill for an act to amend section 3079 of the Code, relating to preferred claims for service upon the settlement of insolvent estates.	
Read first and second time and referred.....	141
Reported.....	307
Enacting clause stricken out.....	504
97—By Healy. A bill for an act to amend section 1618 of the Code, relating to the extension of the period for which corporations may be formed.	
Read first and second time and referred.....	141
Reported.....	430
Indefinitely postponed.....	617
98—By Healy. A bill for an act to amend section 1610 of the Code, as amended by chapter 40 of the laws of the Twenty-seventh General Assembly, relating to the incorporation fees payable to the secretary of state.	
Read first and second time and referred.....	141
Reported.....	430
Indefinitely postponed.....	617
99—By Hazelton. A bill for an act to establish and equip schools for special instruction and training of teachers for the common schools of the state, and to provide for the location of such schools.	
Read first and second time and referred.....	141
Indefinitely postponed.....	648
100—By Emmert. A bill for an act to amend section 2508 of the Code, in relation to the inspection of products of petroleum.	
Read first and second time and referred.....	141
Reported amended.....	223
Amended.....	243
Recommitted.....	243
Reported with substitute.....	452
Passed.....	633
Passed House.....	1028
Passed on file.....	1039
Enrolled.....	1092
101—By Wallace. A bill for an act to amend section 2597 of the Code, relating to the practice of dentistry.	
Read first and second time and referred.....	141
Indefinitely postponed.....	605
102—By Moffit, by request. A bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in the siege of Vicksburg, and to make an appropriation to pay the necessary traveling expenses of the members of the commission.	
Read first and second time and referred.....	143
Reported.....	371

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102—Passed.....	872
House amends and passes.....	775
Passed.....	783
Enrolled.....	826
Signed by Governor.....	908
103—By Moffit, by request. A bill for an act prohibiting persons from selling or giving to any convict or inmate of any of the penal or reformatory institutions or asylums for the insane of this state, any intoxicating liquors, opium, morphine or other narcotic, or from having, taking, using or leaving the same upon any of the grounds used in connection with any of said institutions, and to provide for the arrest and punishment of the violators thereof.	
Read first and second time and referred.....	142
Passed on file.....	441
Indefinitely postponed.....	641
104—By Moffit, by request. A bill for an act to prohibit the disorderly use of profane, obscene or indecent language; loud, boisterous and unusual noise or breaches of the peace, in or about any of the buildings or grounds used in connection with any of the penal or reformatory institutions or asylums for the insane of this state, or communicating illicitly with any of the inmates therein, or trespassing thereon; or to sell to any discharged convict any intoxicating liquors, opium, morphine or other narcotics, within the limits of the county wherein such institution is located, until after said convict is restored to the full rights of citizenship, and to provide for the arrest and punishment of the violators thereof.	
Read first and second time and referred.....	142
Reported and passed on file.....	445
Indefinitely postponed.....	541
105—By Moffit, by request. A bill for an act to amend section 5716, chapter 2, of title 26 of the Code, relating to the compensation of turnkeys and guardians of the penitentiaries of Iowa.	
Read first and second time and referred.....	142
Reported with amendment.....	487
Amended.....	626
106—By Hazelton. A bill for an act to amend section 658 of the Code, relating to powers and duties of mayors.	
Read first and second time and referred.....	142
Reported.....	244
Special order.....	300
Amended.....	306
Passed.....	309
107—By Hazelton. A bill for an act to authorize cities of the first class to levy a tax for the purpose of organizing and maintaining paid fire departments, amendatory to title 5, chapter 11 of the Code, relating to taxation.	
Read first and second time and referred.....	142
Reported amended.....	311
Amended.....	359, 418
Passed.....	418

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110—By Craig. A bill for an act authorizing and empowering boards of supervisors and township trustees to purchase or condemn land for gravel pits and stone quarries for the use of roads and highways.	
Read first and second time and referred.....	150
Reported with substitute.....	495
111—By Hayward. A bill for an act to amend section 495 of the Code, relating to the compensation of county recorders.	
Read first and second time and referred.....	150
112—By McArthur. A bill for an act to amend section 27, chapter 1 of the acts of the Twenty-seventh General Assembly of Iowa, relating to the publication of extracts from the laws of the state.	
Read first and second time and referred.....	150
Reported amended.....	169, 170
Amended.....	178
Passed.....	179
Passed House.....	242
Passed on file.....	258
Enrolled.....	279
Signed by Governor.....	287
113—By Garst. A bill for an act to amend section 2980 of the Code, in relation to the pay of deputy clerks.	
Read first and second time and referred.....	151
114—By Hazelton. A bill for an act to legalize the levy and collection of a library tax levied on the taxable property of the city of Council Bluffs for the years 1898 and 1899.	
Read first and second time and referred.....	151
Reported.....	169
Passed.....	181
Passed House.....	366
Passed on file.....	368
Enrolled.....	491
Signed by Governor.....	550
115—By Hazelton. A bill for an act to amend chapters 7, 8 and 14 of title 58 of the Code, and grant additional powers to cities.	
Read first and second time and referred.....	151
Reported with substitute.....	649
Special order.....	661
Substitute adopted.....	846
Amended.....	847, 849
Passed.....	850
Passed House.....	1014
Passed on file.....	1022
Enrolled.....	1022
116—By Townsend. A bill for an act to amend section 2831 of the Code, relating to county uniformity of text-books.	
Read first and second time and referred.....	151
Reported amended.....	332
Amended.....	518
Passed.....	518
Passed House.....	737
Passed on file.....	743
Enrolled.....	749
Signed by Governor.....	908

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108—By Hazelton. A bill for an act to repeal section 1306, title 5, chapter 1 of the Code.	
Read first and second time and referred.....	143
Reported and re-referred.....	259
109—By Cheshire. A bill for an act to amend section 2755 of chapter 14, title 13 of the Code, relating to the election precincts in school elections.	
Read first and second time and referred.....	143
Reported amended.....	225
Title amended.....	241
Passed.....	241
House passed.....	264
Passed on file.....	265
Enrolled.....	279
Signed by Governor.....	287
117—By Young. A bill for an act to amend section 4946 of the Code, relating to the disposition of bodies for medical purposes.	
Read first and second time and referred.....	151
Reported with substitute.....	333
Amended.....	378
Recommended.....	378
Reported with substitute.....	750
Amended.....	803
Passed.....	802
Passed House.....	1009
Enrolled.....	1062
118—By Griswold. A bill for an act making an appropriation for the hospital for the insane at Independence.	
Read first and second time and referred.....	151
Substitute.....	955
119—By Griswold. A bill for an act to amend section 1100 of the Code, in relation to nominations of candidates for office.	
Read first and second time and referred.....	151
Indefinitely postponed.....	709
120—By Fitchpatrick. A bill for an act to amend section 2978 of the Code, relating to the extent of a homestead.	
Read first and second time and referred.....	151
Reported with substitute.....	390
Substitute adopted.....	513
Passed.....	513
Passed House.....	946
Enrolled.....	1014
121—By Fitchpatrick. A bill for an act to amend section 2382, chapter 6, article 12 of the Code, relating to the sale of liquors.	
Read first and second time and referred.....	152
Reported with amendment.....	427
Amended.....	715
Passed.....	716
Passed House.....	946
Passed on file.....	966
Enrolled.....	1014
122—By Alexander. A bill for an act to provide for, and regulate the administration of trusts by state and savings banks, and loan and trust companies, organized under and by virtue of the laws of Iowa.	
Read first and second time and referred.....	152
Indefinitely postponed.....	624

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123—By Ball. A bill for an act to amend chapter 3, section 41 of the Code, relating to amendments of the Code and Statutes.	
Read first and second time and referred.....	152
Reported.....	336
124—By Hazelton. A bill for an act to amend section 5040 of the Code, relating to offenses against the public peace.	
Read first and second time and referred.....	152
Re-referred.....	606
Indefinitely postponed.....	717
125—By Hazelton. A bill for an act to amend section 1530, chapter 2, title 8 of the Code, relating to the county road fund, and to amend chapter 11, title 5 of the Code, relating to taxation.	
Read first and second time and referred.....	152
Indefinitely postponed.....	1036
126—By Cheshire. A bill for an act making an appropriation for Benedict home, at Des Moines.	
Read first and second time and referred.....	152
Passed.....	944
Passed House.....	984
Passed on file.....	987
Enrolled.....	1014
127—By Nolan. A bill for an act authorizing the appointment of interpreters for deaf litigants in court and in cases of insanity among deaf persons.	
Read first and second time and referred.....	152
Reported.....	321
128—By Blanchard. A bill for an act to amend section 1222, relating to appeals in certain cases.	
Read first and second time and referred.....	159
Reported.....	188
Passed.....	218
Passed House.....	354
Passed on file.....	363
Enrolled.....	377, 383, 419
Signed by Governor.....	452
129—By Hobart. A bill for an act making an appropriation to continue the work on the building for the hospital for the insane at Cherokee, to erect outbuildings, to construct sewer, to equip and furnish all buildings, to pay salary of superintendent, to pay necessary employes and to authorize the Board of Control to use unexpended balance yet remaining of appropriations made in chapter 146 of the acts of the Twenty-sixth General Assembly, and to amend chapter 54 of the acts of the Twenty-seventh General Assembly, relating to compensation for keeping patients in the insane hospital.	
Read first and second time and referred.....	159
Substitute.....	955
130—By Bishop. A bill for an act to repeal section 1119 and amend section 1120 of the Code, relating to the marking and counting of ballots.	
Read first and second time and referred.....	159
Indefinitely postponed.....	870

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131—By Nolan. A bill for an act to amend section 749 of chapter 15, title 15 of the Code, relating to the purchase and construction of water works.	
Read first and second time and referred.	159
Reported amended.	213
Amended and passed.	263
Passed House with amendments.	776
Passed on file.	785
Passed.	797
Reconsidered.	804
House amendments not concurred in.	804
House recedes.	828
Passed on file.	835
Enrolled.	892, 899
132—By Nolan. A bill for an act to insert the manual alphabet in all the text-books of the state.	
Read first and second time and referred.	159
Reported.	291
Re-referred.	291
Reported.	297
Postponed.	359
133—By Trewin, by request. A bill for an act providing for the form of ballot to be used at municipal elections, and for the manner of nominations by petition for places on such ballot, and providing penalties for violation of its provisions, and repealing acts inconsistent with its provisions.	
Read first and second time and referred.	160
Indefinitely postponed.	909
134—By Alexander. A bill for an act amending section 1833 of the Code, relative to taxing insurance companies.	
Read first and second time and referred.	160
Reported.	810
Passed on file.	810
Enrolled.	1095
135—By Finch. A bill for an act to amend section 2630 of the Code, relating to qualification, examination and issuing of certificates and diplomas to teachers by the board of educational examiners.	
Read first and second time and referred.	160
Reported.	333
Recommitted.	501
Reported with substitute.	545
Special order.	574
Amended.	598
Passed.	587
Enrolled.	968
Passed on file.	1080
136—By Committee on Ways and Means. A bill for an act to amend sections 2849 and 2855 of the Code, relating to the school fund.	
Read first and second time and ordered printed.	174
Passed.	240
Passed House.	472
Passed on file.	485
Enrolled.	528, 539
Signed by Governor.	550
137—By Townsend. A bill for an act to amend sections 1106, 1109, 1120 and 1121, to repeal section 1119, and to enact a substitute therefor; all said sections of chapter 3, title 6 of the Code, relating to	

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the form, printing, counting and marking of ballots.	
Read first and second time and referred.	174
Reported.	1007
138—By Bachman. A bill for an act to repeal section 1389 of the Code, and to enact a substitute therefor in relation to the keeping of a record of delinquent personal taxes.	
Read first and second time and referred.	174
Reported with substitute.	609
Passed.	1023
Passed House.	1023
Passed on file.	1036
Enrolled.	1062
139—By Hazelton. A bill for an act to amend section 851, chapter 9, title 5 of the Code, relating to park commissioners and board of public works.	
Read first and second time and referred.	174
140—By Hazelton. A bill for an act to amend section 777 of the Code, relating to temporary sidewalks.	
Read first and second time and referred.	174
Special order.	810
Amended and passed.	839
Passed House.	889
Passed on file.	896
Passed.	997
Enrolled.	104
141—By Craig, by request. A bill for an act to amend section 1774, chapter 6 of the Code, relating to and governing life insurance companies, and deposits thereunder.	
Read first and second time and referred.	175
Indefinitely postponed.	610
142—By Craig, by request. A bill for an act to amend section 1806, chapter 8, title 9 of the Code, relating to loans on life insurance policies.	
Read first and second time and referred.	175
Reported and indefinitely postponed.	475
143—By Emmert. A bill for an act to amend section 2563, of chapter 17, title 12 of the Code, relating to the compensation of the secretary of the State Board of Medical Examiners.	
Read first and second time and referred.	175
Reported amended.	259, 539
Lost on passage.	719
Reconsidered, amended.	832
Passed.	833
Passed House.	924
Enrolled.	953, 967
144—By Garst. A bill for an act making all inmates of the several state institutions under the direction of the Board of Control of State Institutions wards of the state, and providing that all expenses incident to their care, support, maintenance, clothing and transportation, including all expenses of betterment and repairs, and cost of constructing ordinary outbuildings at such institutions, and of procuring and utilizing water at the same,	

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shall be paid out of the proceeds of a tax levied for that purpose, and authorizing the Board of Control to apportion said tax. Read first and second time and referred	184
145—By Garst. A bill for an act to provide for the support, maintenance, clothing and transportation of inmates of all institutes under the direction of the Board of Control of State Institutions, and to furnish contingent fund for the erection of outbuildings at said institutions. Read first and second time and referred.....	185
146—By Garst. A bill for an act providing for an annual appropriation for a contingent and repair fund for all institutions under the supervision of the Board of Control of State Institutions. Read first and second time and referred	185
147—By Junkin. A bill for an act to amend section 417 of the Code, relating to boards of supervisors. Read first and second time and referred	185
Indefinitely postponed.....	706
148—By Junkin. A bill for an act to amend section 1240 of the Code, relating to the assessment of taxes Read first and second time and referred	185
Reported amended	236
Passed	234
Passed House.....	665
Passed on file.....	672
Enrolled	693, 723
Signed by the Governor.	778
149—By Bishop. A bill for an act to amend section 4764 of the Code. Read first and second time and referred	185
Reported with substitute..	350-351
Amended.	421
Passed	421
House postponed.....	787
Passed on file	743
150—By Bishop, by request. A bill for an act to amend section 2993 of chapter 9, title 14 of the Code, relating to landlord and tenant. Read first and second time and referred	185
151—By Crossley. A bill for an act providing for a recount in contested election cases before the county board of supervisors. Read first and second time and referred	185
Indefinitely postponed..	710
152—By Allyn. A bill for an act to amend sections 118 and 119 of the Code, defining the duties of state printer and state binder. Read first and second time and referred.....	185
Reported amended..	476
Amended.	908
Passed.....	901
153—By Young. A bill for an act to amend chapter 1, title 12 of the Code, relating to the support of the poor. Read first and second time and referred	186
Reported.....	810

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154—By Blanchard, by request. A bill for an act to establish a rule of evidence in certain cases. Read first and second time and referred.	186
Reported.....	387
155—By Garst. A bill for an act appropriating money to pay express and freight. Read first and second time and ordered printed on Calendar.	186
Passed.....	235
Passed House	409
Passed on file.....	411
Enrolled	510
Signed by Governor.....	550
156—By Ball. A bill for an act to amend section 870 of the Code, relating to administrators, guardians, trustees and referees depositing funds with the clerk of the district court Read first and second time and referred	186
Reported amended	266
Amended and passed	315
Passed House	914
Enrolled.	941, 952
157—By Hayward. A bill for an act to amend section 1 of chapter 74 of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' Home at Davenport. Read first and second time and referred	196
Reported.....	403
Indefinitely postponed.....	806
158—By Lister. A bill for an act granting the right to corporations organized under the laws of a foreign country, and corporations organized under the laws of this country, one-half of the stock of which is owned and controlled by nonresident aliens, to hold and dispose of real property and to legalize certain contracts and conveyances of such corporations. Read first and second time and referred	196
159—By Perrin, by request. A bill for an act to prevent and punish the desecration of the flag of the United States. Read first and second time and referred	196
Reported with substitute.	823
Adopted.....	867
Passed	867
Passed House	971
Passed on file.....	971
Enrolled	1009
160—By Hobart. A bill for an act to amend chapter 19, title 12 of the Code, creating a board of dental examiners and providing their powers and duties, and regulating their compensation. Read first and second time and referred	196
Reported with substitute.....	492
Amended.....	726
Lost on passage.....	729
Reconsidered	831
Passed	831
House passed substitute.....	928
Passed on file.....	965
Enrolled.....	1014

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161—By Hobart. A bill for an act providing a penalty for practicing law without having been admitted to practice in the courts of this state.	
Read first and second time and referred.	197
Reported with substitute.....	501
Amendment laid on table	622
Recommitted	702
Amended.	703, 704
Passed	701
162—By Blanchard. A bill for an act in relation to the liens of mortgages and other instruments in writing, and limiting the time of such liens.	
Read first and second time and referred.	211
163—By Smith. A bill for an act appropriating money to defray the expenses of the inauguration ceremonies	
Read first and second time and referred.....	211
Reported.	258
Passed.....	261
Passed House	314
Passed on file.....	319
Enrolled.....	377, 383, 414
Signed by Governor.	453
164—By Nolan. A bill for an act relating to giving of indemnity by persons operating steam threshers.	
Read first and second time and referred.	211
Postponed.	411
165—By Harriman. A bill for an act to create a department of Agriculture, and repeal sections 1653, 1654, 1655, 1656, 1657, 1664, 1662, 1663, chapter 42 of the acts of the Twenty-seventh General Assembly, and amend sections 1679 and 1681 of the Code.	
Read first and second time and referred.....	211
Reported.....	309
Special order.....	421
Amended.....	456, 457, 458, 470, 479, 480
Passed	481
Passed House, amended	679
Senate concurs.....	679
Enrolled.....	693
Signed by Governor.....	770
166—A bill for an act to amend section 126 of the Code, relating to the printing of the reports of the Academy of Sciences.	
Read first and second time and referred.	211
Indefinitely postponed..	477
167—By Wilson. A bill for an act to repeal section 5702, chapter 2, title 26 of the Code, and enact a substitute therefor.	
Read first and second time and referred.	221
168—By Hobart. A bill for an act to allow a refund of money to patentees, their heirs and assigns, of certain lands patented by the state of Iowa as school lands, the title of which has failed in said patentee, their heirs and assigns.	
Read first and second time and referred.	221
Re-referred.....	456
169—By Hayward. A bill for an act to amend sections 1050, 1051 and 1053 of the Code, in relation to actions against cities by making the pro-	

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visions of said sections apply to all cities and towns.	
Read first and second time and referred.	221
Reported with substitute.....	511
170—By Hayward. A bill for an act to grant additional powers to cities and towns.	
Read first and second time and referred.....	221
Postponed.	512
171—By Hayward. A bill for an act to amend section 510 of the Code, relating to compensation of deputy sheriffs.	
Read first and second time and referred.	222
Reported.....	648
172—By Panrose. A bill for an act making appropriations for the College for the Blind at Vinton.	
Read first and second time and referred.	222
Substitute	955
173—By Cheshire. A bill for an act to amend section 704 of the Code, relating to the general powers of cities and towns.	
Read first and second time and referred.	222
Reported.	259
Passed	
Passed House	553
Enrolled.....	671
174—By McIntire. A bill for an act to exempt property from taxation, the income from which is given to literary, scientific, charitable, benevolent or religious purposes and institutions.	
Read first and second time and referred.....	222
Reported.	281
Passed	285
175—By Hazelton. A bill for an act to amend section 700 of the Code, relating to the power of cities to regulate, license and tax certain kinds of business.	
Read first and second time and referred.....	222
Indefinitely postponed.....	511
176—By Mullan. A bill for an act to amend chapter 10, of title 8 of the Code, relating to admission of persons to practice as attorneys and counselors in the courts of this state.	
Read first and second time and referred.....	222
Reported amended.....	606
Amended.....	695, 696
Passed.....	697
Amended and passed House.	1011
Concurred..	1020
Passed	1020
Enrolled.....	1063
177—By Gorrell. A bill for an act to amend section 3439 of chapter 1, title 18 of the Code, in relation to the limitation of actions on judgments.	
Read first and second time and referred.....	222
Indefinitely postponed.....	537
178—By Crossley. A bill for an act to amend sections 2622 and 2627 of the Code, in relation to the duties and expenses of the superintendent of public instruction.	
Read first and second time and referred.....	222

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Special order.....	422
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Motion filed to reconsider ..	430
Reconsidered.....	514
Amended.....	514, 515
Passed	515
Passed House	829
Passed on file.....	834
Enrolled.....	832
179—By Smith. A bill for an act appropriating money for purchase and erection of new elevators in the state capitol building	
Read first and second time and referred.....	233
Reported with substitute.....	370
180—By Harriman. A bill for an act to provide for the discharge of judgments in the courts of the state against persons, firms and corporations who have been declared bankrupts and discharged pursuant to the acts of congress in relation to bankruptcy.	
Read first and second time and referred.....	238
181—By Craig. A bill for an act to repeal section 1720 of the Code, relating to the auditor's insurance report, and enact a substitute therefor.	
Read first and second time and referred.....	238
Reported and indefinitely postponed.....	474
182—By Lister, by request. A bill for an act to amend section 1304 of the Code, in relation to exemption of soldiers' homes from taxation	
Read first and second time and referred.....	239
183—By Lewis. A bill for an act to amend section 2806 of the Code, in relation to the contingent fund.	
Read first and second time and referred.....	239
Reported with substitute.....	454
Passed	814
Passed House.....	
Enrolled.....	1093
184—By Garst. A bill for an act to amend section 509 and 510 of the Code, relative to the compensation of sheriffs and their deputies.	
Read first and second time and referred.....	239
185—By Hubbard. A bill for an act to provide for the payment of the claims of Woodbury county against the state of Iowa, for expenses incurred in the restraint and transportation of insane persons not having a known residence in Iowa.	
Read first and second time and referred.....	239
186—By Hubbard. A bill for an act directing the state auditor to credit the county of Woodbury for the amounts remaining unpaid upon certain school fund loans.	
Read first and second time and referred.....	239
187—By Craig. A bill for an act amendatory to chapter 7, title 9 of the Code, in relation to stipulated premium and assessment life insurance associations.	

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Read first and second time and referred.....	239
188—By Wallace. A bill for an act making appropriations for the Iowa industrial school, boys' department, at Eldora, Iowa.	
Read first and second time and referred.....	239
Substitute.....	955
189—By Perrin. A bill for an act directing the executive council to procure bronze statues of Hon. James Harlan and Hon. James W. Grimes, to be placed in the national capitol, and duplicates of the same in the state capitol at Des Moines, and making an appropriation to pay for same.	
Read first and second time and referred.....	239
Reported.....	309
190—By Allyn. A bill for an act to amend section 125 of the Code, relating to the printing and binding of the reports of state officers.	
Read first and second time and referred.....	239
Reported.....	476
Amended.....	885
Passed	885
Passed House	1059
Passed on file.....	1081
Enrolled..	1092
191—By Hayward, by request. A bill for an act to provide for the organization, regulation and government of life insurance corporations, companies or associations transacting the business of life insurance on the stipulated premium plan as herein defined.	
Read first and second time and referred ..	269
Reported with substitute.....	683
Special order.....	683
Amended..	857, 858, 859, 860, 869, 870
Passed	871
Passed House, amended	1027
House insists on amendments.....	1057
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Passed	
Enrolled..	1093
192—By Junkin. A bill for an act to refund taxes and license fees paid to the treasurer of state when the law under which the same have been collected is held to be invalid, and to protect the state treasurer from individual liability therefor.	
Read first and second time and referred.....	269
Re-referred	310
193—By Tallman. A bill for an act to amend section 2630 of the Code, in relation to the issuing of certificates and diplomas by the Board of Educational Examiners.	
Read first and second time and referred.....	269
Reported.....	323
Recommitted	500
Reported with substitute.....	565
Special order.....	574
Amended.....	583
Passed	587
House amended and passed.....	924
Concurred in.....	924
Enrolled.....	923

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194—By Harriman. A bill for an act to amend sections 2512, 2518 and 2514 of the Code, in relation to the inspection of passenger boats.	
Read first and second time and referred.....	270
Reported.....	453
Passed.....	516
Passed House.....	724
Passed on file.....	728
Enrolled.....	750
Signed by Governor.....	758
195—By Cheshire. A bill for an act amending section 1 of chapter 81 of the laws of the Twenty-seventh General Assembly.	
Read first and second time and referred.....	270
196—By Cheshire. A bill for an act making appropriation for the State Industrial school, girls' department, at Mitchellville, Iowa.	
Read first and second time and referred.....	270
Substitute.....	955
197—By Olansen. A bill for an act making an appropriation for the Iowa Soldiers' Home, at Marshalltown, Iowa.	
Read first and second time and referred.....	276
Substitute.....	955
198—By Bishop. A bill for an act to amend section 2496 of the Code, relative to mines and mining.	
Read first and second time and referred.....	276
199—By Wallace. A bill for an act to amend sections 2448 and 2451 of the Code, and additional to and amendatory of chapter 6, of title 12 of the Code, relating to the sale of intoxicating liquors, and to prescribe the duties of the attorney-general in certain cases.	
Read first and second time and referred.....	276
Reported.....	371
Special order.....	599
Passed.....	655
200—By Lewis. A bill for an act to amend section 553 of the Code, in relation to the fees of county surveyors.	
Read first and second time and referred.....	276
Reported.....	413
201—By Harriman. A bill for an act making appropriations for the fish and game commission of the state of Iowa.	
Read first and second time and referred.....	276
Reported.....	948
Passed.....	949
Passed House.....	1000
Passed on file.....	1004
Enrolled.....	246
202—By Allyn. A bill for an act to amend section 1, chapter 67 of the laws of the Twenty-seventh General Assembly, in relation to the State Board of Health.	
Read first and second time and referred.....	276
Indefinitely postponed.....	606
203—By McIntire. A bill for an act repealing section 2630 of the Code, in relation to issuing state certificates, primary teachers' certificates and diplomas.	

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Read first and second time and referred.....	276
Substitute reported.....	269
204—By Trewin. A bill for an act to amend section 495 of the Code, relating to duties of county recorder.	
Read first and second time and referred.....	277
205—By Healy. A bill for an act to protect the rivers and navigable lakes of the state of Iowa, and to define such rivers and lakes, and for surveying and patenting of the unsurveyed swamp lands originally meandered as bodies of water, and for the procedure to hear and determine questions arising relating thereto.	
Read first and second time and referred.....	277
206—By Healy. A bill for an act to repeal section 212, chapter 4, title 3 of the Code, and to amend said chapter relating to the office of attorney-general.	
Read first and second time and referred.....	277
207—By Hubbard, by request. A bill for an act to provide for an exhibit of the resources of the state of Iowa, at the Pan-American exposition to be held at Buffalo, New York, in the year 1901, and making an appropriation therefor.	
Read first and second time and referred.....	277
208—By Craig, by request. A bill for an act authorizing the appointment of a commission to procure and erect a suitable granite monument and markers upon the battlefield of Chickamauga, in honor and memory of the Iowa soldiers who fought on said battlefield, and making an appropriation to pay for such monument and markers, and the expenses of such commission.	
Read first and second time and referred.....	277
209—By Penrose. A bill for an act to amend section 495 of the Code, relating to compensation of county recorders.	
Read first and second time and referred.....	277
210—By Mullan. A bill for an act to amend section 4809 of the Code, relating to placing obstructions upon railways.	
Read first and second time and referred.....	277
Reported.....	446
Amended.....	904
Passed.....	904
211—By Eaton. A bill for an act making an appropriation for the Hospital for the Insane at Clarinda.	
Read first and second time and referred.....	287
Substitute.....	955
212—By Healy. A bill for an act to amend section 1902 of the Code, to enact certain provisions for the government of building and loan associations, and providing penalties for a violation thereof.	
Read first and second time and referred.....	287

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212—By Craig. A bill for an act to provide for future regulation of the business of life insurance.	
Read first and second time and referred.....	295
Reported.....	863
214—By Lyons. A bill for an act to amend section 2515 of the Code, so as to provide for the appointment by the dairy commissioner of a deputy and assistants, and fixing their compensation.	
Read first and second time and referred.....	295
Reported with substitute.....	593
Adopted.....	725, 726
Passed.....	726
Passed House.....	888
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Enrolled.....	941, 953
215—By Finch. A bill for an act to repeal section 2403 of the Code and enact a substitute therefor, relating to gift or sale of intoxicating liquors to minors, intoxicated persons and those in the habit of becoming intoxicated, and penalties for violation thereof.	
Read first and second time and referred.....	295
216—By Young, by request. A bill for an act to prevent fire insurance companies doing business in Iowa from recovering money paid on policies issued covering property in Iowa.	
Read first and second time and referred.....	295
217—By Garst. A bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tennessee, and to make an appropriation to pay for same, and to pay the expense of the commissioners.	
Read first and second time and referred.....	296
Indefinitely postponed.....	863
218—By Mullan. A bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department.	
Read first and second time and referred.....	296
Reported amended.....	837
Amended.....	729
Passed.....	531
Title amended.....	521
Passed House.....	571
Passed on file.....	583
Enrolled.....	603
Signed by Governor.....	640
219—By Lewis. A bill for an act to amend section 1374 of the Code, relative to collection of taxes on property not listed, and fees therefor.	
Read first and second time and referred.....	302
Reported with substitute.....	717
Amended.....	988
Passed Substitute.....	
Passed House.....	1031
Passed on file.....	1043
Enrolled.....	1092
220—By Hubbard. A bill for an act to legalize sales of spirituous, malt and vinous liquors under statements of consent filed prior to October 1, 1897.	

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Read first and second time and referred.....	302
221—By Hayward. A bill for an act to amend section 2764 of the Code, relating to the taking of school census.	
Read first and second time and referred.....	302
Reported amended.....	596
Amended.....	917
Passed.....	917
222—By Alexander. A bill for an act to amend section thirteen hundred and twenty-six (1326), chapter one (1), title seven (7) of the Code of 1897, relating to the stock of building and loan associations.	
Read first and second time and referred.....	302
223—By Townsend. A bill for an act to add to and amend section 669 of the Code, relating to compensation of councilmen.	
Read first and second time and referred.....	318
Reported.....	413
Passed.....	723
Passed House.....	1031
Passed.....	1039
Enrolled.....	1062
224—By Lister. A bill for an act to legalize the incorporation of the town of Ochevedan, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town.	
Read first and second time and referred.....	318
Reported.....	445
Passed.....	542
Passed House.....	777
Passed on file.....	786
Enrolled.....	822
Signed by Governor.....	908
225—By Hazelton. A bill for an act to amend section 316 of the Code, relating to attorneys resident in other states.	
Read first and second time and referred.....	318
Reported.....	494
Passed.....	516
Passed House.....	910
Passed on file.....	913
Enrolled.....	941, 953
226—By Trewin. A bill for an act to amend chapter 12, title 12 of the Code, relating to the inspection of passenger boats.	
Read first and second time and referred.....	318
Indefinitely postponed.....	453
227—By Titus. A bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa Industrial Reformatory for Females, and to make appropriations therefor.	
Read first and second time and referred.....	329
Reported.....	491
228—By Bachman. A bill for an act to amend section 3276 of the Code, in reference to the revocation and cancellation of wills.	
Read first and second time and referred.....	329
Recommitted.....	350
Reported.....	538
Amended and passed.....	705
House postponed.....	776

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229—By Hopkins. A bill for an act appropriating money for the completion of the classification of the state library.	
Read first and second time and referred.....	329
Reported.....	568
Indefinitely postponed.....	943
230—By Hopkins. A bill for an act to amend chapter 148 of the acts of the Twenty-seventh General Assembly of Iowa, relative to traveling libraries.	
Read first and second time and referred.....	329
Reported.....	468
Passed.....	887
House amends.....	928
Passed on file.....	935
Enrolled.....	963, 968
231—By Olassen. A bill for an act to define powers of the Board of Control in relation to the pension money of members of the Iowa Soldiers' Home.	
Read first and second time and referred.....	329
Reported amended.....	475
Indefinitely postponed.....	846
232—By Blanchard. A bill for an act to repeal chapter 7 of the acts of the Twenty-seventh General Assembly, relative to the use of committee rooms in capitol.	
Read first and second time and referred.....	330
233—By Lister, by request. A bill for an act to amend paragraph 2. of section 2448 of the Code, relating to the place of sales of intoxicating liquors.	
Read first and second time and referred.....	330
234—By Titus, by request. A bill for an act to amend chapter 14, title 5 of the Code, and granting additional powers to cities under special charters.	
Read first and second time and referred.....	330
Indefinitely postponed.....	936
235—By Penrose. A bill for an act making an appropriation to provide for the education of Linnie Haguewood.	
Read first and second time and referred.....	330
Indefinitely postponed.....	566
236—By Porter. A bill for an act to provide for the surveying and mapping of coal mines before their abandonment, and for the recording of the same.	
Read first and second time and referred.....	349
237—By Hopkins. A bill for an act to pay sundry persons named in this bill for material and labor furnished by them in the erection of the medical hospital of the Iowa State university, erected in 1897.	
Read first and second time and referred.....	349
Indefinitely postponed.....	596
238—By Alexander. A bill for an act to amend section 2965 of the Code, relating to the descent of homesteads and subjecting the shares of heirs to the debts of the parents.	

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Read first and second time and referred.....	349
Indefinitely postponed.....	494
239—By Tallman. A bill for an act to amend section 770 of the Code, in relation to the powers of cities to require railroad companies to construct viaducts across their track along streets.	
Read first and second time and referred.....	349
Indefinitely postponed.....	936
240—By Trewin. A bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts.	
Read first and second time and referred.....	349
Reported.....	450
Passed.....	517
Passed House.....	777
Passed on file.....	786
Enrolled.....	822, 836
Signed by Governor.....	907
241—By H. zelton. A bill for an act to amend section 254 of the Code, relating to compensation of shorthand reporters.	
Read first and second time and referred.....	349
Re-referred.....	439
Reported.....	269
242—By Bachman, by request. A bill for an act to amend sections 3124 and 3125 of the Code, in relation to warehouse certificates, and the regulating of the issuance of the same.	
Read first and second time and referred.....	350
Passed on Calendar.....	619
243—By Bachman. A bill for an act to amend sections 1611, 1612 and 1637 of the Code, in relation to corporations for pecuniary profit, and grain or elevator warehouse certificates.	
Read first and second time and referred.....	350
Reported.....	625
Indefinitely postponed.....	625
244—By Titus. A bill for an act to amend section 2551 of the Code, relating to the protection of game.	
Read first and second time and referred.....	350
Reported.....	861
245—By Titus. A bill for an act to encourage the manufacture of sugar in the state of Iowa by making certain exemptions in taxes.	
Read first and second time and referred.....	350
Reported.....	427
House File 242 substituted.....	1039
246—By Hobart, by request. A bill for an act to amend section 1709 of the Code, relating to insurance.	
Read first and second time and referred.....	361
Reported amended.....	764
247—By Hobart, by request. A bill for an act to amend section 1721 of the Code, relating to insurance.	
Read first and second time and referred.....	362
248—By Townsend. A bill for an act to repeal sections 2720, 2721 and 2722 of the Code, relating to the	

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Industrial Home for the Blind, and the enactment of a substitute for section 2721, relating to the government and control of said institution.	
Read first and second time and referred.....	368
Reported.....	823
249—By Bishop. A bill for an act to amend section 2742 of the Code, relative to the compensation of county superintendents.	
Read first and second time and referred.....	368
Indefinitely postponed.....	540
250—By Arthaud. A bill for an act to create a state normal department.	
Read first and second time and referred.....	368
251—By Lewis. A bill for an act to amend section 471 of the Code, relative to payment of per diem of county superintendents.	
Read first and second time and referred.....	368
Reported.....	539
Lost on passage.....	915
252—By Hobart. A bill for an act to amend section 2320 of the Code, relating to the punishment for the unlawful release of animals under distraint	
Read first and second time and referred.....	368
Reported.....	606
Amended and passed.....	691-692
253—By Griswold. A bill for an act to amend section five thousand, six hundred and eighty-five (5685) of the Code, relative to gate receipts at state penitentiaries	
Read first and second time and referred.....	376
Reported.....	664
Passed.....	691
Passed on file.....	1043
Enrolled.....	1091
254—By Mullan. A bill for an act to amend section 799 of the Code, relating to street improvements and special assessments.	
Read first and second time and referred.....	377
Reported.....	266
Passed.....	554
House amended and passed.....	911
Passed.....	1025
Enrolled.....	1046
255—By Mullan. A bill for an act to amend sections 216 and 224 of the Code, relating to the duties of the supreme court reporter and his compensation.	
Read first and second time and referred.....	377
Reported with amendments.....	789
256—By Lewis. A bill for an act placing all private and county institutions caring for insane persons under the supervision of the Board of Control of State Institutions, and requiring them to be regularly inspected and providing for the expense thereof, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the	

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state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients from the state hospital.	
Read first and second time and referred.....	386
Reported with substitute.....	588
Amended.....	971, 972, 973, 974
Passed.....	974
Passed House.....	1039
Passed on file.....	1088
257—By Garst. A bill for an act to amend section 123 of the Code and to prohibit the charging off of balances of unexpended appropriations.	
Read first and second time and referred.....	386
Reported.....	862
Passed.....	914
Amended and passed House.....	1011
Concurred in.....	1031
Enrolled.....	1046
258—By Bolter. A bill for an act to appropriate the sum of five hundred dollars (\$500) to compensate Hon John F. Oliver for legal services rendered the state in a case involving the validity and construction of the will of Baxter Whiting, deceased, in favor of the Soldiers' Home at Davenport, Iowa.	
Read first and second time and referred.....	386
Reported amended.....	483
Reported.....	569
Passed House.....	990
Passed on file.....	1004
259—By Craig, by request. A bill for an act to amend section 137 of the Code, relating to the publication of the proceedings of the State Teachers' association.	
Read first and second time and referred.....	410
Reported.....	476
Recommitted.....	599
Passed.....	616
260—By Penrose. A bill for an act to amend sections 5662 and 5667 of the Code, relating to bond of wardens and clerks of the penitentiaries.	
Read first and second time and referred.....	410
Reported.....	550
Passed.....	911
Passed House.....	940
Enrolled.....	940
261—By Porter. A bill for an act to amend section 1743 of the Code, relative to stipulations of arbitration in policies of insurance.	
Read first and second time and referred.....	410
Reported.....	624
Indefinitely postponed.....	624
262—By Hubbard. A bill for an act to amend section 227 of the Code, and to provide an additional judge for the Fourth Judicial district.	
Read first and second time and referred.....	410
Indefinitely postponed.....	789

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263—By Lyons. A bill for an act to create and enforce liens for the purchase price of personal property.	
Read first and second time and referred.....	410
Reported.....	246
Indefinitely postponed.....	500
264—By Alexander. A bill for an act to amend section 1869 of the Code, relating to directors of state and savings banks.	
Read first and second time and referred.....	410
Indefinitely postponed.....	512
265—By Blanchard. A bill for an act to provide for the taxation of property of telegraph and telephone companies, to amend section 1330 of the Code, and to repeal section 1331 of the Code.	
Read first and second time and referred.....	426
266—By Cheshire. A bill for an act providing for the taxation of the cars of freight line companies.	
Read first and second time and referred.....	426
Reported.....	609
267—By Cheshire. A bill for an act providing for the taxation of the cars of equipment companies.	
Read first and second time and referred.....	426
Reported.....	609
268—By Cheshire. A bill for an act to relinquish to the public certain real property for street purposes.	
Read first and second time and referred.....	426
Reported.....	483
269—By Smith. A bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa.	
Read first and second time and referred.....	426
Reported.....	446
Adopted.....	614
Passed.....	614
Passed House.....	777
Enrolled.....	822
Signed by Governor.....	908
270—By McIntire. A bill for an act to reimburse Wapello county, Iowa, for money paid to the Hospital for the Insane at Mt. Pleasant, Iowa.	
Read first and second time and referred.....	427
271—By Hayward. A bill for an act to amend section 1, of chapter 95, of the acts of the Twenty-seventh General Assembly, in relation to the issuance of bonds by school corporations.	
Read first and second time and referred.....	443
Passed on file.....	1018
Passed.....	694
Passed House.....	1010
Enrolled.....	1046
272—By Blanchard. A bill for an act to amend section 2483 of the Code, relating to the compensation of mine inspectors.	
Read first and second time and referred.....	443
Reported.....	539
Passed.....	634
Passed House.....	959
Passed on file.....	965

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273—By Alexander. A bill for an act to amend section 261 of the Code, relating to superior courts and changes of venue therefrom.	
Read first and second time and referred.....	443
Reported.....	548
Passed.....	
House postponed.....	776
Passed on file.....	1020
Passed.....	695
House recalls.....	856
Passed House.....	1011
Enrolled.....	1046
274—By Penrose. A bill for an act to amend section 1998 of the Code, relating to condemnation of additional grounds for railway purposes.	
Read first and second time and referred.....	443
Reported.....	512
Adopted.....	616
Passed.....	615
Passed House.....	910
Passed on file.....	913
Enrolled.....	941, 953
275—By Lewis. A bill for an act repealing chapter 48 of the acts of the Twenty-seventh General Assembly, being "an act to amend section 1898 of the Code, relative to building and loan associations."	
Read first and second time and referred.....	443
276—By Finch. A bill for an act to amend section 8958 of the Code, relating to return of executions.	
Read first and second time and referred.....	444
Reported.....	548
Passed House.....	787
Passed on file.....	743
Enrolled.....	749
Signed by Governor.....	755
277—By Finch. A bill for an act to amend chapter 44 of title 25 of the Code, relating to suspension of sentence in certain cases.	
Read first and second time and referred.....	444
Passed.....	637
278—By Allyn. A bill for an act to provide for the collection of delinquent personal taxes.	
Read first and second time and referred.....	464
279—By Lewis. A bill for an act amending sections eighteen hundred and ninety-eight and nineteen hundred and two of the Code, relative to building and loan and savings and loan associations, and limiting interest and other charges and expenses.	
Read first and second time and referred.....	464
280—By Lewis. A bill for an act authorizing school corporations to become associates with the state library, and providing a tax for the payment of the expenses thereof.	
Read first and second time and referred.....	464
281—By Garst. A bill for an act to amend paragraph number 8 of section 89 of the Code, relating to the drawing of warrants by the auditor of state.	

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Read first and second time and referred.....	464
Reported.....	610
Passed.....	702
Passed House.....	770
Enrolled.....	892, 899
282—By Emmert. A bill for an act to establish the Iowa State Reformatory and make appropriations therefor.	
Read first and second time and referred.....	464
Reported amended.....	634
Re-referred.....	685
283—By Hazelton. A bill for an act to amend section 253 of the Code, relating to necessary expenses of judge of the district court.	
Read first and second time and referred.....	464
Reported with substitute.....	560
284—By Titus, by request. A bill for an act entitled "an act to amend section 3303 of the Code, relating to foreign administration."	
Read first and second time and referred.....	464
Reported.....	625
Indefinitely postponed.....	625
285—By Finch. A bill for an act to prevent fraudulent reports, statements or returns by banks organized under laws of state of Iowa, and to provide for the punishment thereof.	
Read first and second time and referred.....	465
286—By Nolan. A bill for an act to authorize the auditor of state to issue warrants for the sum of ten hundred and four dollars and thirty-four cents (\$1,004 34) to James J. Dunn, and for the sum of two hundred and seventy-one dollars and twenty-five cents (\$271.25) payable to Martin P. Healy.	
Read first and second time and referred.....	465
Re-referred.....	567
Reported.....	596
287—By Lewis. A bill for an act appropriating six hundred and twenty dollars (\$620) to compensate Charles Alexander for eight horses killed by J. I. Gibson, state veterinary surgeon, as glandered.	
Read first and second time and referred.....	484
Indefinitely postponed.....	506
288—By..... A bill for an act appropriating \$175 to compensate Charles Rondeburt for two horses killed by J. I. Gibson, state veterinary surgeon, as glandered.	
Read first and second time and referred.....	484
Indefinitely postponed.....	507
289—By Junkin. A bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa, and extending the time for payment of taxes by said companies.	
Read first and second time.....	484
Passed.....	484
Passed House.....	496
Enrolled.....	508, 510
Signed by Governor.....	549

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290—By Hubbard. A bill for an act to authorize common carriers to transport for manufacturers and wholesalers doing business in the state of Iowa under and in accordance with sections 2456 to 2461 of the Code, inclusive, known as the manufacturers' law, malt, vinous or spirituous liquors without first requiring a certificate as required by section 2419 of said Code.	
Read first and second time and referred.....	490
Reported and postponed.....	656
291—By Crossley, by request. A bill for an act requiring the examination and providing for the licensing of municipal and county engineers, and for the protection of public property and public health.	
Read first and second time and referred.....	491
Reported and postponed.....	662
292—By Gorrell. A bill for an act to increase the support of the State hospital departments.	
Read first and second time and referred.....	491
Reported.....	1000
Amended.....	1001
Passed.....	1001
Passed House.....	1020
Passed on file.....	1030
Enrolled.....	1062
293—By Trewin. A bill for an act in relation to the regulation of contracts of insurance upon lives of persons.	
Read first and second time and referred.....	491
294—By Classen. A bill for an act making an appropriation for reimbursing certain patients in the Hospital for the Insane at Mt. Pleasant, Iowa.	
Read first and second time and referred.....	508
Reported.....	783
Passed.....	1016
Passed House.....	1028
Passed on file.....	1039
Enrolled.....	1092
295—By Titus. A bill for an act amending section 1106 of the Code, in relation to form of ballots, and providing that voting upon constitutional amendments or other public measures shall be by separate ballots.	
Read first and second time and referred.....	508
Re-referred.....	540
Reported amended.....	570, 618
Passed.....	618
Passed House.....	856
Enrolled.....	941, 953
296—By Wallace. A bill for an act amending section 1529 of the Code, relating to guide-boards.	
Read first and second time and referred.....	508
Indefinitely postponed.....	1047
297—By Cheshire. A bill for an act to amend section 3139 of the Code, relating to the limitations of actions on judgments.	
Read first and second time and placed on the Calendar.....	526
Passed.....	813

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296—By Bishop. A bill for an act making an appropriation to satisfy a claim of Olney county against the state of Iowa.	
Read first and second time and referred.....	526
Re-referred.....	900
Reported.....	999
Passed.....	999
Passed House ..	1033
Enrolled.....	1092
299—By Nolan. A bill for an act to amend section 1001 of the Code, relating to powers of cities acting under special charter.	
Read first and second time and referred.....	537
300—By Trewin. A bill for an act to provide for the publication and distribution of the township laws.	
Read first and second time and referred.....	527
Reported.....	624
Indefinitely postponed.....	624
301—By Hayward. A bill for an act to authorize the executive council to procure portraits of the ex-governors of the state, and appropriate funds for such purpose.	
Read first and second time and referred.....	527
302—By .. A bill for an act defining inebriate, and authorizing the establishment of a home for such persons and providing for their detention and treatment	
Read first and second time and referred.....	564
Indefinitely postponed.....	823
303—By Fitchpatrick. A bill for an act to amend section 2451 of the Code, relative to the revocation of a bar to proceedings against persons selling intoxicating liquors.	
Read first and second time and referred.....	564
Reported.....	678
Indefinitely postponed.....	856
304—By Porter, by request. A bill for an act to provide additional penalties for the illegal sale of intoxicating liquors.	
Read first and second time and referred.....	564
Indefinitely postponed.....	852
305—By Committee on Appropriations. A bill for an act appropriating money for the benefit of the Industrial Home for the Blind at Knoxville, Iowa.	
Read first and second time and placed upon the Calendar....	564
Reported.....	636
Passed.....	682
Passed House.....	
Enrolled.....	892
306—By Committee on Appropriations. A bill for an act making provision for the support of the department of the Industrial School for Girls at Mitchellville, Iowa.	
Read first and second time and placed upon the Calendar.....	564
Passed.....	943
Passed House.....	984
Passed on file.....	988
Enrolled.....	1014
307—By Arthaud, by request. A bill for an act to amend subdivision 2 of section 2448 of the Code, relating	

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to consent of property owners to sale of intoxicating liquors.	
Read first and second time and referred.....	564
308—By Lewis. A bill for an act to amend section 2799 of the Code, relative to consolidation of independent districts.	
Read first and second time and referred.....	565
Reported with substitute.....	663
309—By Alexander, by request. A bill for an act to amend section 2448 of the Code of 1897, in relation to regulating the sale of intoxicating liquors.	
Read first and second time and referred.....	577
Reported.....	608
310—By Ball. A bill for an act to provide for special meetings of boards of directors of school corporations of over seven thousand (7,000) inhabitants, and defining the powers of such meetings.	
Read first and second time and referred.....	583
Reported with substitute.....	700
Passed House.....	924
Enrolled.....	967
Enrolled.....	968
311—By Committee on Building and Loan. A bill for an act to amend chapter 13, title 9 of the Code, and to repeal chapter 48, acts of the Twenty-seventh General Assembly, relating to building and loan associations.	
Read first and second time and placed on the Calendar.....	583
Amended 766, 767, 768, 769, 771, 780.	
Title amended.....	781
Passed.....	781
Passed House.....	960
Passed on file.....	976
Enrolled.....	1013
312—By Nolan. A bill for an act making an appropriation for Rescue Home, at Dubuque, Iowa.	
Read first and second time and referred.....	583
Indefinitely postponed.....	664
313—By Townsend, by request. A bill for an act to amend section two thousand, four hundred and sixty-one (2461) of the Code, concerning the manufacture of intoxicating liquors.	
Read first and second time and referred.....	583
Indefinitely postponed.....	714
314—By Lewis, by request. A bill for an act to repeal section 2588 of the Code, relating to the sale of drugs, medicines and poisons, and enacting a substitute therefor.	
Read first and second time and referred.....	582
Indefinitely postponed.....	714
315—By Lewis, by request. A bill for an act to amend section 2590 of the Code, relating to the registration, examination fee, renewal certificates and permits to sell domestic remedies.	
Read first and second time and referred.....	582
Indefinitely postponed.....	714
316—By Arthaud, by request. A bill for an act to amend section 565 and section 1074 of the Code, providing for the election of township trustees.	

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Read first and second time and referred.....	583
Indefinitely postponed.....	987
317—By Garst. A bill for an act to repeal section 2297 of the Code, relative to liability for the support of insane and idiotic persons.	
Read first and second time and referred.....	599
318—By Hobart. A bill for an act to amend section 2881 of the Code, relating to the compensation of the state librarian and his assistants.	
Read first and second time and referred.....	604
Reported.....	660
Passed with amendment.....	697
Passed House ..	929
Recalled by House.....	931
Ordered returned.....	931
Passed House.....	950
Enrolled.....	1014
319—By Lister. A bill for an act requiring telephone companies and associations to connect their lines with local exchanges and providing a penalty for failure so to do.	
Read first and second time and referred.....	604
320—By Hazelton. A bill for an act to provide for the greater purity of elections; for the casting, registering, or recording and counting of ballots or votes, by means of voting machines, and supplementary to and in aid of the present election laws; also, creating a board of voting machine commissioners and defining their duties, and repealing all laws in conflict with the provisions of this act	
Read first and second time and referred.....	621
Indefinitely postponed.....	938
321—By Hayward. A bill for an act to repeal section 733 of the Code, and to enact a substitute therefor, authorizing the council of cities and towns, including cities acting under special charters, to levy a tax for the maintenance of a free public library and for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness.	
Read first and second time and referred.....	639
322—By Harriman. A bill for an act to amend chapter 48 of the acts of the Twenty-seventh General Assembly, in relation to state aid to district and county agricultural societies, and to amend section 1658 and section 1659 of the Code.	
Read first and second time and referred.....	639
Reported amended.....	764
Passed.....	837
Passed House ..	1009
Enrolled.....	1046
323—By Trewin. A bill for an act to appoint a joint committee of the	

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Senate and House to revise and codify the laws in relation to special assessments for public improvements in cities and towns, and any other laws in relation to cities and towns deemed necessary, defining the duties of the committee, providing for the publication and distribution of its report, and making an appropriation for the payment of the expenses of the committee.	
Read first and second time and referred.....	639
Reported.....	677
Amended and passed ..	794
Passed House.....	984
Enrolled.....	1014
324—By Smith, by request. A bill for an act to prescribe a method of keeping accounts between county treasurers and their respective counties, and to provide a uniform method of making settlement with county treasurers.	
Read first and second time and referred.....	639
325—By Healy. A bill for an act to amend section 594 of the Code, relating to the taxation in cities and towns.	
Read first and second time and referred.....	639
Reported.....	681
Passed.....	681
Passed House.....	890
Enrolled.....	941, 952
326—By McArthur. A bill for an act to amend section 1637 of the Code, relating to the insurance, delivery and transfer of shares of the capital stock of corporations.	
Read first and second time and referred.....	646
Reported amended.....	700
Amended.....	778, 832
Passed.....	832
Passed House ..	984
Enrolled.....	1014
327—By Hubbard, by request. A bill for an act to appropriate \$1,000 to aid in the payment of the expenses of holding the seventh biennial convention of the Brotherhood of Locomotive Firemen at Des Moines, Iowa.	
Read first and second time and referred.....	660
328—By Nolan. A bill for an act to authorize the auditor of state to issue a warrant for the sum of \$216.70 to E. H. Smith of Dubuque, Iowa.	
Read first and second time and referred.....	660
329—By Allyn, by request. A bill for an act to legalize the acts of the city council of Lyons City, Iowa, in relation to grading, guttering and paving a portion of Sixth street therein, and entering into a contract with the Lyons Construction company therefor, and in issuing bonds to make payment therefor, and in making special assessments by reason thereof, and providing as to proceedings and assessments thereunder.	
Read first and second time and referred.....	660
Indefinitely postponed.....	825

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330—By Committee on Schools. A bill for an act to amend section 1 of chapter 89 of the acts of the Twenty-seventh General Assembly, relating to the change of boundary lines of school corporations.	
Read first and second time and placed on the Calendar.....	660
Recommitted.....	719
Indefinitely postponed.....	963
331—By Hayward. A bill for an act to amend paragraph seven (7) of section 1204 of the Code, relating to exemptions.	
Read first and second time and referred.....	671
Reported.....	810
Amended.....	929
Passed.....	930
332—By Bolter, by request. A bill for an act to provide for the inspection, recognition and supervision of schools for the special instruction and training of teachers for the common schools of Iowa.	
Read first and second time and referred.....	676
333—By Bachman. A bill for an act to legalize the incorporation of the independent school district of Germania, Kossuth county, Iowa, and acts of its board of directors.	
Read first and second time and referred.....	676
Reported.....	718
Passed.....	806
House passed.....	828
Passed on file.....	835
Enrolled.....	892
334—By Hubbard. A bill for an act making an appropriation for the Women's and Babies' Home association of Sioux City, Iowa.	
Read first and second time and referred.....	676
335—By Trewin. A bill for an act to provide for the making of annual reports by state officers, commissions and boards, for the publication thereof by the executive council and for the repeal of section 163 of the Code.	
Read first and second time and referred.....	676
Amended.....	720
Lost on passage.....	721
Reconsidered.....	904, 905
Amended.....	905
Passed.....	906
Passed House.....	984
Passed on file.....	987
Enrolled.....	1014
336—By Emmert. A bill for an act to legalize permits of pharmacists.	
Read first and second time and placed on the Calendar.....	676
Special order.....	682
Passed.....	810
Passed House.....	888
Passed on file.....	896
Enrolled.....	941, 953
337—By Committee on Ways and Means. A bill for an act to amend chapter 4 of title 7 of the Code, and chapter 37 of the acts of the Twenty-seventh General Assembly, relating to the assessment and collection of the collateral inheritance tax.	
Read first and second time and placed upon the Calendar.....	712
Made special order.....	800

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Passed.....	844
Passed House.....	1057
Passed on file.....	1061
Enrolled.....	1082
338—By Committee on Retrenchment and Reform. A bill for an act to amend sections 2587 and 2590 of the Code, relating to the compensation of the pharmacy commissioners.	
Read first and second time and placed upon the Calendar.....	712
Amended.....	926
Passed.....	926
339—By Porter, by request. A bill for an act to repeal section 1811 of the Code, relative to the assessment of taxes, and enact a substitute in lieu thereof.	
Read first and second time and referred.....	702
340—By Hubbard. A bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa.	
Read first and second time and referred.....	712
Reported.....	727
Passed.....	734
Passed on file.....	762
Passed House.....	757
Enrolled.....	821, 836
Signed by Governor.....	907
341—By Garst. A bill for an act to amend sections 2506, 2507 and 2510 of the Code, relating to the inspection of petroleum products.	
Read first and second time and referred.....	723
Reported.....	744
342—By Committee on Ways and Means. A bill for an act to amend chapter 118 of the laws of the Twenty-seventh General Assembly, relating to the management and control of certain state institutions, and the defining of certain offenses and providing penalties therefor.	
Read first and second time and placed upon the Calendar.....	742
Passed.....	845
Passed House.....	1081
Passed on file.....	1043
Enrolled.....	1091
343—By Bachman. A bill for an act to legalize the organization of the independent school district of Rodman, in the county of Palo Alto and state of Iowa, and the election of the officers thereof.	
Read first and second time and referred.....	742
Passed.....	806
Passed House.....	888
Passed on file.....	896
Enrolled.....	916, 953
344—By Smith. A bill for an act to amend section 602 of the Code, relating to the election of officers in newly incorporated towns, and providing for the election of assessors therein.	
Read first and second time and referred.....	743
Reported.....	774
Passed.....	793
Passed House.....	826
Passed on file.....	835
Enrolled.....	892

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345—By Trewin. A bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa, the change of the name of said town to Arlington, the election of its officers, and official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa.	
Read first and second time and referred.....	742
Reported.....	753
Passed.....	753
Passed House.....	756
Passed on file.....	762
Enrolled.....	821, 836
Signed by Governor.....	907
346—By Trewin. A bill for an act to authorize the Executive Council to reassess and reliev taxes heretofore or hereafter held to be invalid.	
Read first and second time and referred.....	746
Reported with substitute.....	825
Passed.....	826
Passed House.....	985
Passed on file.....	987
Enrolled.....	1014
347—By Garst. A bill for an act to amend section 166 of the Code.	
Read first and second time and referred.....	755
Passed.....	910
Passed House.....	1008
Enrolled.....	1046
348—A bill for an act creating the Capitol Improvement commission, defining its duties and making appropriations therefor.	
Read first and second time and referred.....	760
Amended and reported amended.....	824
Amended.....	939
Passed.....	989
Passed House.....	984
Passed on file.....	987
Passed.....	987
Enrolled.....	1046
349—By Craig, by request. A bill for an act repealing section 9, chapter 160 of the acts of the Ninth General Assembly, and providing for the payment by the treasurer of state of swamp land indemnity money direct to county authorities.	
Read first and second time and referred.....	773
350—By Griswold. A bill for an act to amend section 2247 of the Code, relating to the levying of a tax for the support of the poor.	
Read first and second time and referred.....	773
Reported.....	809
Passed.....	810
351—By Hubbard, by request. A bill for an act to regulate the execution by corporations of instruments for the transfer of the title to real or personal property or for encumbering the same by mortgages, trust deeds or otherwise, and for releasing mortgages or trust deeds.	
Read first and second time and referred.....	793
Reported.....	875
352—By Committee on Ways and Means. A bill for an act to amend section 1333 of the Code,	

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and enacting certain provisions relative to the license and taxing of insurance corporations.	
Read first and second time and placed on the Calendar.....	798
Made special order.....	810
Amended.....	820, 838, 839, 840
Passed on file.....	869
Passed.....	
Passed House.....	861
Enrolled.....	877
Signed by Governor.....	918
353—By Cheshire. A bill for an act to surrender jurisdiction over real property to be acquired by the United States government in the state of Iowa for the purpose of barracks, drill ground, fort or other military purposes.	
Read first and second time.....	804
Passed.....	804
Passed House.....	829
Passed on file.....	834
Enrolled.....	892, 899
354—By Bachman. A bill for an act to legalize the change in the boundary lines of the independent school district of Rodman, in the county of Palo Alto, state of Iowa.	
Read first and second time and referred.....	812
Reported.....	824
Passed.....	855
Passed House.....	858
Passed on file.....	886
Enrolled.....	941, 953
355—By Trewin. A bill for an act to provide for the appointment of an actuary for the insurance department of the state of Iowa, and to provide compensation for the same.	
Read first and second time and referred.....	812
356—By Hobart. A bill for an act to amend section 1824 of the Code of Iowa, relating to fraternal beneficiary societies, orders or associations.	
Read first and second time and referred.....	823
357—By Hayward. A bill for an act to amend section 227 of the Code, and to provide an additional judge for the Seventh Judicial district.	
Read first and second time and referred.....	842
358—By Townsend. A bill for an act to release the interest of the state of Iowa in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of section 1 in township 77 north, range 18, west of fifth P. M., to the heirs-at-law of R. Roelsma and H. Roelsma.	
Read first and second time and referred.....	842
359—By Harriman. A bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, in the levy of taxes for schoolhouse purposes.	
Read first and second time and referred.....	847
Reported.....	854
Passed.....	854
Passed house.....	868
Passed on file.....	896
Enrolled.....	940, 952

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300—By Alberson. A bill for an act to legalize the incorporation of the town of Wellman, Washington county, Iowa, and all acts done and ordinances passed by the council of said town.		Oedar Falls Rapid Transit company to construct its railway over the grounds of the state used for normal school, at Cedar Falls, Iowa	
Read first and second time.....	991	Read first and second time and referred.....	
Passed.....	991	Passed.....	993
Passed house.....	913	Passed.....	1004
Passed on file.....	913	Passed House.....	1009
Enrolled.....	941, 993	Passed on file.....	1040
301—By ———. A bill for an act to amend section 2773 of the Code in relation to the selection of		Enrolled.....	1003
	990	305—By Finch. A bill for an act to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other offices relating to the establishment or drainage districts in said county, and contracts relating thereto, issuance of bonds, and levy and collection of taxes.	
		Read first and second time and referred.....	
		Passed.....	1050
		Passed House.....	1059
		Passed on file.....	1081
		Enrolled.....	1093
	991	306—By Bachman. A bill for an act to legalize the action of the board of directors of the independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of twenty thousand dollars (\$20,000), and to validate said bonds.	
	992	Read first and second time.....	1049
	993	Passed.....	1049
		Passed House.....	1069
		Passed on file.....	
		Enrolled.....	1093
	995	307—By ———. A bill for an act authorizing the Board of Control to use unexpended balance yet remaining of appropriation made in chapter 140, of the acts of the Twenty-sixth General Assembly, and to amend chapter 54 of the acts of the Twenty-seventh General Assembly relating to compensation for keeping patients in the insane hospitals	
	995	Read first and second time.....	1064
		Passed.....	1065
		Passed House.....	1069
		Passed on file.....	
		Enrolled.....	1093
	997	308—By Garst. A bill for an act making appropriations for the payment of state and judicial officers, state or other expenses.	
	997	Read first and second time by title.	
	994	Passed.....	1079
	999	Passed House.....	
	1014	Enrolled.....	1093

SENATE JOINT RESOLUTIONS.

NO.	PAGE.	NO.	PAGE
1—Proposing to amend the constitution of the state of Iowa so as to provide for biennial elections.		Concurred in.....	335
Read first and second time and referred.....	63	Enrolled.....	379
Reported.....	119	2—Relating to the selection of additional employees of the Twenty-eighth General Assembly and fixing their salaries and the manner of payment thereof.	
Passed.....	123	Read first, second and third time..	63
Passed House amended.....	333		

NO.	PAGE
Passed.....	63
Passed House	71, 129
Enrolled	107, 122, 144
3—Authorizing the Executive Council to print and bind extra copies of the report of the Board of Control of the state institutions.	
Read first and second time and referred.....	85
Reported.....	121
Adopted.....	145
Passed	145
Passed House.....	208
Passed on file.....	212
Enrolled.....	279
4—Relating to pardon of Thomas Kelley.	
Read first and second time and referred.....	201
Reported.....	242
Passed.....	244
Passed House	247
5—Providing for the printing and binding of certain reports of the Board of Control.	
Read first and second time.	653
Passed.....	654
6—Proposing amendment to the constitution of Iowa, relative to suffrage bill to provide for its reference and publication.	

NO.	PAGE
Read first and second time.....	996
Lost on passage.	996
7—Fixing the number and compensation of employees in the departments of state at the seat of government.	
Read first and second time.....	1066
House Joint Resolution No. 7 substituted.....	
Enrolled.. ..	1097
8—For the appointment of commissioners for the Pan-American Exposition at Buffalo, N. Y.	
Read first and second time.	1072
Passed....	1073
Passed House.....	
Passed on file	1083
Enrolled.....	1092
9—Relative to suffrage.....	257
Read first and second time and referred.....	258
Enrolled.....	360
Reported.....	491
10—Authorizing and recommending the pardon or parole of Cornelius Moelchen.	
Read first and second time and referred.....	732
Reported.....	733
Postponed.....	849

SENATE CONCURRENT RESOLUTIONS.

As to selection of employees other than clerks. Adopted, 4; House adopted, 20.

As to suitable arrangements for inauguration of state officers. Adopted, 10; House concurs, 20.

Relative to furnishing stationery for the use of the Senate and House. Adopted, 14; passed House, 20, 75.

Relative to joint convention for election of U. S. senator, state printer and binder. Adopted, 95; House refused to concur, 102, 107; House amended and passed, 222; concurred in.

Relative to visiting Polk county hospital for insane, 134. Adopted, 124; passed House, 162, 166.

Relative to joint convention, 192. Adopted, 198.

Relative to chairs and gavels. Adopted, 223; adopted by House, 257; read first and second time and passed on file, 258.

Relative to publication of itemized statement by executive council. Adopted, 257; reported amended, 290.

Relative to printing rules, 270. Adopted, 270.

Relative to change of offices in state building. Adopted; House concurs, 553.

Relative to national bankruptcy law, 278. Passed on file, 278.

Relative to visiting ex-Governor Larabee. Adopted, 315; passed House, 324; ordered engrossed and presented, 330.

Relative to disposal of session laws, 422. Passed House, 473.

Relative to mail in rural districts, 447. Adopted, 548.

Relative to authorizing the Governor to appoint certain delegates, 559. Adopted, 559.

Relative to printing reports of Iowa Historical Society, 883. Adopted, 884; passed House, 909.

Relative to Farmers' National Congress, 1006. Passed House, 1026.

Relative to park south of capitol, 1047. Adopted, 1047; passed House, 1057; recalled by Senate, 1062.

HOUSE BILLS.

RECEPTION AND ACTION.

H. F.	PAGE
1—A bill for an act to legalise the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.	
Read first and second time and referred	113
Substitute reported	167-168
Read first and second time	168
Substitute adopted	177
Passed	178
Substitute passed by House	188
Passed by House	188
Senate substitute passed House	303
Passed on file	308
3—A bill for an act to amend section twenty-seven hundred and forty-three (2743) of the Code, relating to school districts.	
Read first and second time and referred	
Reported	113
Reported with substitute	186
Substitute adopted	187
Passed	187
House amends and passes	244
Read first and second time and passed on file	358
Amendment concurred in	358
Passed	358
Enrolled	469
House concurs	573
Passed on file	584
6—A bill for an act to amend sections 1 and 2 of chapter 25 of the acts of the Twenty-seventh General Assembly of the state of Iowa, relating to the election of park commissioners in certain cities.	
Read first and second time and referred	154
Reported	149
Reported with substitute	244
Adopted and passed	261
House adopted	303
Enrolled	323
8—A bill for an act to amend section 1096 of the Code in relation to time of closing polls at election.	
Read first and second time	
Passed on file	199, 204
Reported	413
Passed	574
Enrolled	641
9—A bill for an act to amend section 3128 of the Code in relation to hotel and inkeepers' liabilities	
Passed	166
Reported	383
Reconsidered	374
Recommitted	374
Reported amended	482
House concurs	578

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Passed on file	544
Amended	894
Passed	895
House concurs	912
Enrolled	978
14—A bill for an act to repeal chapter thirty-eight (38) of the laws of Twenty-seventh General Assembly, relative to the cutting of weeds on the public roads, and to enact a substitute in lieu thereof.	
Read first and second time and referred	426
Reported amended	544
Amended	890
Lost on passage	891
Reconsidered	930
Passed	930
House concurs	946
Passed on file	966
Enrolled	977
17—A bill for an act to amend section 65 of the Code in relation to increasing the governor's salary.	
Read first and second time and referred	289
Reported	539
21—A bill for an act to amend section two hundred and twenty-seven (227) of the Code, transferring Harrison county from the Fourth Judicial district to the Fifteenth Judicial district, and to provide an additional judge for the Fifteenth district	
Read first and second time and referred	444
Reported amended	732
Amended	787
Passed	786
House concurs	826
Referred	835
Enrolled	893
22—A bill for an act to amend section 2490 of the Code, relating to mines and mining.	
Read first and second time and referred	363
Reported with amendment	595
Amended and passed	707
House concurs	739
Passed on file	743
Enrolled	755
26—A bill for an act to amend section 3105 of the Code, relating to liens on coal mines.	
Read first and second time and referred	363
29—A bill for an act to amend section 1563 of the Code, relating to the Russian thistle.	
Read first and second time and referred	363
Reported, passed on file	431

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Amended.....	863
Passed.....	864
Passed House	889
Passed on file.....	897
30—A bill for an act to amend section 1379 of the Code, relating to the adjustment of the valuation of the property of the several counties, by the state board of review. Read first and second time and referred.	805
Postponed..	815
31—A bill for an act to amend section 2849 of the Code, in regard to the rate of interest on the permanent school fund loaned by the county auditors. Read first and second time and referred.....	363
Recalled.	463
Ordered returned.....	466
33—A bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of St. Anthony, Marshall county, Iowa. Read first and second time by title and referred	446
Reported with amendment.....	541
Passed.	578
House concurs.....	584
Passed on file	631
Enrolled.....	631
34—A bill for an act to pay over money belonging to the estate of William Parks, uninhaerited and escheated to and now in the treasury of the state of Iowa. Read first and second time and referred....	584
Re-referred	906
Reported amended.....	997
Passed.....	998
Passed House.....	1010
Enrolled.....	1063
39—A bill for an act relating to water works, and to amend chapter 5, title 5 of the Code, relating to the purchase and construction of water works, as amended by chapter 23 of the laws of the Twenty-seventh General Assembly. Read first and second time and referred	288
Reported with substitute.....	310
Passed	364
Enrolled	510
House concurs.....	571
Passed on file.....	585
42—A bill for an act to levy a tax to provide for the erection, improvement and equipment of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts. Read first and second time and passed on file	401
Passed	475
Enrolled	475
44—A bill for an act to amend section seven hundred (700) of the Code of Iowa, as amended by the Twenty-seventh General Assembly of the state of Iowa, relating to the power of cities to regulate, license, and tax certain kinds of business. Read first and second time and referred	676
Reported	676

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45—A bill for an act to amend section seventeen hundred and forty-three (1743) of chapter four (4) title nine (9) of the Code, relating to insurance other than life. Read first and second time and referred	528
Reported	676
Passed.....	796
Enrolled	893
48—A bill for an act to amend section two thousand, four hundred and one (2401) of the Code, relative to conducting business under permits. Read first and second time and referred	343
Reported amended.....	396
Passed.....	358
Enrolled	476
Concurred in	573
Passed on file	585
49—A bill for an act to amend section 5311 of the Code, relating to the arraignment of the defendant.	
50—A bill for an act to establish a barbers' examining board, to regulate the practice of barbering, the licensing of persons to carry on such practice, to insure the better education, skill and proficiency of such practitioners, and to provide penalties for the violation thereof. Read first and second time and referred	401
Reported amended.....	714
52—A bill for an act to amend section 5373 of the Code, relative to the offering of evidence on the part of the State in the trial of criminal causes. Read first and second time and ordered printed	193
Amended	200, 201
Passed.....	201
Title amended	201
Read first and second time and referred	212
House concurs.....	303
Passed on file	306
Enrolled ...	322
54—A bill for an act to amend section 732 of chapter 4, title 5 of the Code, by providing for the levy of a library tax in cities of the first class having a population of less than twenty-five thousand. Read first and second time and referred	159
Reported	160
Substitute offered and read first and second time.....	190
Adopted.....	226
Passed.....	226
Returned from House	373
Amended.....	478
Passed	478
Enrolled	559
55—Substitute for a bill for an act to amend section 2564 of the Code, in relation to public health districts. Read first and second time and referred	368
Reported amended.....	605
House concurs.....	1156
Passed on file.....	1061

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54—A bill for an act to authorize the improvement and regulate the use of the Des Moines river and its bed and banks within the corporate limits of the city of Des Moines.	
Read first and second time and referred.....	154
Reported.....	321, 626
Amended.....	626
Passed.....	627
Enrolled.....	693
55—A bill for an act to amend section 2992 of chapter 9, title 14 of the Code of Iowa, relating to landlords and tenant.	
Read first and second time and referred.....	211
Passed on file.....	199, 203
Recommitted.....	357
Reported with substitute.....	467
Referred.....	498
Reported with substitute.....	529
Amended.....	561
60—A bill for an act to amend section eight hundred and fifty-two of the Code, and authorizing an increase of the tax levy for park purposes.	
Read first and second time and referred.....	278
Reported with amendment.....	311
Amended.....	432
Passed.....	432
Enrolled.....	503
House concurs.....	516
Passed on file.....	584
65—A bill for an act to amend section seventeen hundred and forty-three (1743) of the Code of Iowa, in relation to the the selection of the third arbitrator for umpire when arbitration or appraisal is stipulated for in the policy of insurance, and demanded.	
Read first and second time and referred.....	728
66—A bill for an act providing for the payment by the state of costs and fees incurred in prosecutions for escaping from the penitentiary.	
Read first and second time and referred.....	402
Reported amended.....	445
House concurs.....	680
Passed on file.....	690
Passed.....	531
Enrolled.....	718
68—A bill for an act to provide for the teaching of the elements of vocal music in all the public schools of Iowa.	
Read first and second time and referred.....	509
Reported.....	895
Amended and passed.....	1002
Passed House.....	
Enrolled.....	1063
72—A bill for an act to amend section 503, chapter 6 of the Code of 1897, relating to appointment of bailiffs for district court.	
Read first and second time and referred.....	243
Reported.....	274
Postponed.....	298
76—A bill for an act to reimburse Jones county for costs incurred in prosecutions for violation of section four thousand, eight	

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hundred and ninety-seven (4997), Code of 1897.	
Read first and second time and referred.....	564
Re-referred.....	890
Reported.....	949
Passed.....	949
Enrolled.....	977
78—A bill for an act to amend section 126 of the Code, relating to the printing of the reports of the Academy of Sciences.	
Read first and second time and referred.....	402
Reported with substitute.....	437
Adopted and passed.....	499
Passed House.....	887
Passed on file.....	897
Enrolled.....	977
80—A bill for an act to amend section section eighteen hundred and seventy-three (1873) of the Code, relating to reports of banks.	
Read first and second time and referred.....	331
Postponed.....	518
82—A bill for an act to amend section 2213 of the Code, relating to compensation of officers and soldiers of the Iowa National guard.	
Read first and second time and referred.....	444
Reported.....	607
Amended and passed.....	877
Passed House.....	889
Enrolled.....	977
87—A bill for an act requiring the county auditor to compile and prepare a financial report, and providing for the printing and distribution thereof.	
Read first and second time and referred.....	838
89—A bill for an act to repeal section 1618 of the Code, to enact a substitute therefor, and to provide for the fees to be paid upon the renewal of corporations for pecuniary profit.	
Read first and second time and referred.....	305
Reported with substitute.....	429
Adopted.....	611
Amended.....	612
Passed.....	612
Passed House.....	633
Passed on file.....	647
Enrolled.....	660
90—A bill for an act to amend section 495, title 4, chapter 5 of the Code, relating to the compensation of county recorders.	
Passed on file.....	181
Read first and second time and referred.....	182
Reported with substitute.....	412
91—A bill for an act to establish and equip schools for special instruction and training of teachers for the common schools of this state, and to provide for the location of such schools.	
Read first and second time and referred.....	583
Reported.....	648
Majority and minority reports.....	648
Postponed.....	886
93—Substitute for a bill for an act to legalize the incorporation and ordinances of the town of Rodman, Palo Alto county, Iowa.	
Read first and second time.....	

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Reported	752
Passed	818
Enrolled	893
94—A bill for an act to legalize the incorporation of the town of Athelstan, Taylor county, Iowa.	
Read first and second time and referred	243
Reported and passed	708
Enrolled	723
95—A bill for an act providing for the placing of an Iowa flag at the tomb of Gen. U. S. Grant.	
Read first and second time and placed on Calendar	762
Passed	830
Enrolled	893
99—A bill for an act prov'ing for the duties and fixing the compensation thereof, and providing for a uniform system of keeping the books of county treasurers.	
Read first and second time and referred	319
Reported	752
100—A bill for an act to repeal clause 7 of section 1304 of the Code of Iowa, relating to the exemption from taxation of the homestead of the widow of any Union soldier or sailor, or of any living soldier or sailor, and to enact a substitute therefor.	
Read first and second time and referred	208
Postponed	251
101—A bill for an act to authorize the auditor of state to issue a warrant for \$275 to Mrs. Mary E. McCully, widow of Hon. H. M. McCully, deceased, representative from Marion county, in the Twenty-seventh General Assembly, for the balance due him as member thereof.	
Read first and second time and referred	264
Reported	321
Passed	852
Enrolled	469
105—A bill for an act to amend section 2785, chapter 14, title 13 of the Code of Iowa, relative to employing school teachers in school townships.	
Read first and second time and referred	278
Reported	266
Passed	882
Enrolled	977
106—A bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tennessee, and to make an appropriation to pay for the same and to pay the expenses of the commissioners.	
Read first and second time and referred	848
Reported amended	862
Amended	878
Passed	878
Passed House	889
Recalled	
Returned	971
Passed House	975
Amended	981
Passed	981
House concurs	982
Passed on file	987
Enrolled	1006

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112—A bill for an act to amend section 2507, title 12, chapter 11 of the Code, relative to inspection of petroleum products, and providing for payment of inspectors.	
Read first and second time and referred	288
Reported amended	909
113—A bill for an act to amend section 2832 of the Code, in relation to the distribution of text-books in counties adopting a uniform series.	
Read first and second time and referred	402
Reported	454
Passed	542
Enrolled	594
114—A bill for an act to amend section 2448 of the Code of Iowa, relating to the sale of intoxicating liquors.	
Read first and second time and referred	402
Reported with substitute	608
117—A bill for an act amending section 1383 of the Code relative to taxing insurance companies.	
Read first and second time and referred	305
119—Substitute for a bill for an act to regulate the sale and require the redemption of passenger tickets by common carriers.	
Read first and second time and referred	465
Reported amended	570
Amended	788
Passed	788
Enrolled	898
120—Substitute for a bill for act to amend section twenty-nine hundred and seventy-eight (2978) of the Code relating to the extent of a homestead, if within a city or town.	
Passed on file	966
123—A bill for an act to amend section one thousand, eight hundred and fifty (1850) of the Code, with reference to investment by savings banks.	
Read first and second time and referred	443
Passed House	512
124—A bill for an act to require mine foremen, pit bosses and hoisting engineers to submit to examinations and hold certificates thereof.	
Read first and second time and referred	268
Reported amended	525
House concurs	739
Passed on file	743
Enrolled	753
126—A bill for an act to amend section 3105 of the Code relating to liens of coal miners.	
Read first and second time and referred	
Reported	700
Postponed	700
128—Substitute for a bill for the consolidation of the miscellaneous portion of the state library with the historical department.	
Read first and second time and referred	522
Postponed	571

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129—A bill for an act to amend section 4051 of the Code of Iowa, relating to the redemption of real estate sold upon execution.	
Read first and second time and referred.....	288
Reported amended.....	569
House amended and passed.....	778
Enrolled.....	898
131—A bill for an act to amend section 2547 of the Code, relating to the protection of fish.	
Read first and second time and referred.....	806
Reported.....	835
Special order.....	684
Amended.....	964, 965
Postponed.....	965
132—A bill for an act to protect game and provide a fund to pay the expenses of prosecution under this act.	
Read first and second time and referred.....	805
Reported amended.....	835
Amended.....	434, 487
Special order.....	437
Amended.....	497
Passed.....	498
Enrolled.....	693
133—A bill for an act providing for the regulation, limitation and control of the flow of water from artesian wells, and fixing the penalty and liabilities for violation of the same.	
Read first and second time and referred.....	863
Reported with substitute....	978, 979
134—A bill for an act to relinquish to Axel B. Erickson the undivided one-third part of lot numbered 18, in block 3 in Aiken's first addition to the city of Clinton, Clinton county, Iowa.	
Read first and second time and referred.....	320
Reported.....	336
Passed.....	441
Enrolled.....	508
135—A bill for an act to amend section 2403 of the Code, relating to selling or giving to minors or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors.	
Read first and second time and referred.....	528
Reported amended.....	607
Amended.....	908
Passed.....	953
Passed House.....	1060
136—A bill for an act prohibiting the use of gasoline, benzine, naphtha and other explosives in basements.	
Read first and second time and referred.....	556
Reported.....	606
Passed.....	807
Enrolled.....	941
137—Substitute for a bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriations therefor.	
Read first and second time and referred.....	605
Re-referred.....	625
Reported with substitute.....	878
Amended.....	901, 902
Passed.....	902

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House concurs.....	963
Passed on file.....	986
Enrolled.....	1008
138—A bill for an act to amend section five thousand, seven hundred and sixteen (5716), chapter two (2), of title twenty-six (26) of the Code, relating to the compensation of turnkeys and guards at the penitentiaries of Iowa.	
Read first and second time and referred.....	556
Reported.....	718
142—A bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of Milford, Dickinson county, Iowa.	
Read first and second time and referred.....	319
Reported amended.....	336
Amended.....	433
Passed.....	434
Enrolled.....	510
144—A bill for an act to amend section 1348 of the Code relative to license of peddlers.	
Read first and second time and referred.....	310
Reported.....	609
Passed.....	916
Enrolled.....	978
145—A bill for an act to repeal section 1385 of the Code, and enact a substitute therefor.	
Read first and second time and referred.....	411
Reported amended.....	661
Amended.....	876, 879
Passed.....	879
Passed House.....	889
Passed on file.....	897
Enrolled.....	97
146—A bill for an act to amend the Military Code of Iowa.	
Read first and second time and referred.....	402
Reported amended.....	625
Amended.....	1041, 1042
Passed.....	1042
Passed House.....	1060
Passed on file.....	1080
147—Substitute for a bill for an act to amend section four hundred and seventy-nine (479), chapter three (3), title four (4) of the Code relating to the compensation of county auditors.	
Read first and second time and referred.....	465
Reported.....	540
151—Substitute for a bill for an act to repeal section 1806 of the Code, and enacting a substitute therefor.	
Read first and second time and referred.....	
156—A bill for an act to amend chapter 19, title 12 of the Code, creating a board of dental examiners, and providing them powers and duties and regulating their compensation.	
Read first and second time and referred.....	585
Postponed.....	662
157—A bill for an act granting the right to corporations organized under the laws of a foreign country, and corporations organized under the laws of this country, one-half of the stock of which is owned and controlled by non-	

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resident aliens, to hold and dispose of real property, and to legalize certain contracts and conveyances of such corporations.	
Read first and second time and referred.....	498
Passed.....	519
Enrolled.....	594
158—A bill for an act to reimburse one K. W. Kingsley of Olney county, for contributions to a fund to aid the state in making an exhibit at the World's Industrial and Cotton Centennial exposition at New Orleans, La., in 1884 and 1885.	
159—Substitute for a bill for an act to provide for and regulate the administration of trusts by state and savings banks and loan and trust companies, organized under and by virtue of the laws of Iowa.	
Read first and second time and referred.....	673
Reported amended.....	862
Amended.. ..	1082, 1083
Lost on passage.....	1083
165—A bill for an act to amend section 1226, chapter 1, title 7 of the Code, relating to stock of building and loan associations and making verified statements to the assessors and county auditor.	
Read first and second time and referred.....	742
166—A bill for an act to amend section one (1), of chapter seventy-four (74), of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' Home at Davenport.	
Read first and second time and referred.....	556
Reported.....	649
Passed.....	805
Enrolled.....	898
168—Substitute for a bill for an act to amend section 2630 of the Code, in relation to issuing state certificates, special certificates and diplomas.	
Read first and second time and referred.....	436
Postponed.....	963
169—Substitute for a bill for an act to amend section 510 of the Code, relating to the compensation of deputy sheriffs.	
Read first and second time and referred.....	848
Reported.....	1002
174—A bill for an act to amend section 1806 of the Code, relating to loans on life insurance policies.	
Read first and second time and referred.....	411
Reported.....	474
Amended.....	715
House concurs.....	1030
Passed.....	1040
Passed on file.....	1043
175—Substitute for a bill for an act to amend section seventeen hundred and nine (1709) of the Code, relating to insurance.	
Read first and second time and referred.....	499
Reported amended.....	763

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Amended.....	865
Passed.....	865
Passed House.....	889
Enrolled.....	894
Passed on file.....	897
179—A bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa.	
Read first and second time and referred.....	509
Reported.....	663
Amended.....	932-933
Passed.....	933
Title amended.....	933
House concurs.....	1006
Passed on file.....	1019
Enrolled.....	1063
181—A bill for an act to legalize the resolutions, ordinances and proceedings of the council of the incorporated town of Primghar, O'Brien county, Iowa.	
Read first and second time and referred.....	465
Passed.....	543
Enrolled.....	594
183—Substitute for a bill for an act for the better protection of fish and game, defining the powers of the fish commissioner, and to repeal sections twenty-five hundred forty-three (2543), twenty-five hundred fifty-one (2551), twenty-five hundred fifty-four (2554) of the Code, and enact substitutes therefor.	
Read first and second time and referred.....	672
Reported with amendments.....	858
186—A bill for an act relating to examination of teachers for state certificates and state diplomas.	
Read first and second time and referred.....	444
Reported.....	455
Re-referred.....	571
Reported amended.....	701
Amended and passed.....	723
House concurs.....	1030
Passed on file.....	1048
Enrolled.....	1083
187—A bill for an act to amend section 1560 of the Code of 1897, relating to service of notice to remove obstructions in public highways.	
Read first and second time and referred.....	403
Reported.....	594
Passed.....	713
Enrolled.....	783
188—A bill for an act to repeal section 1720 of the Code, relating to the auditor's insurance report and to enact a substitute therefor.	
Read first and second time and referred.....	402
Reported.....	474
Passed.....	618
Enrolled.....	631
189—A bill for an act to amend section fifteen hundred and seventy-one (1571) of the Code, relative to the operation of steam threshing engines on the public highways.	
Read first and second time and referred.....	761
Reported.....	843
Passed.....	921
Enrolled.....	977

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192—A bill for an act to repeal chapter 7, title 13 of the Code, in relation to the institution for Feeble-minded Children, and to enact a substitute therefor. Read first and second time and referred.....	647
Reported.....	947
193—Substitute for a bill for an act to repeal sections two hundred and fifty-six (256) and two hundred and fifty-eight (258) of the Code, relating to the submission to the question of the establishment of a superior court, the election and term of the office of the judge thereof and the certification of the results of the election, and filling vacancies in said office, and to enact substitutes therefor. Read first and second time and referred.....	695
Reported amended.....	716
Amended.....	827, 836
Passed.....	836
Enrolled.....	941
195—A bill for an act to refund taxes and license fees paid to the treasurer of the state, when the law under which the same have been collected, is held to be invalid, and to protect the state treasurer from individual liabilities therefor. Read first and second time and referred.....	695
196—A bill for an act to increase the term of office of secretaries and treasurers of school townships from one to two years. Read first and second time and referred.....	736
200—Substitute for a bill for an act to prohibit the use of tobacco by minor persons under sixteen (16) years of age, and by all minor pupils in public schools. Read first and second time and referred.....	695
Postponed.....	909
204—A bill for an act relating to the calling of a special election to fill vacancies on boards of school directors. Read first and second time and referred.....	736
Passed.....	1053
205—Substitute for a bill for an act to amend section 1710 of the Code, relating to insurance other than life. Read first and second time and referred.....	736
207—A bill for an act to repeal section 2540 of the Code, relating to punishment for trespass. Read first and second time and referred.....	736
215—A bill for an act repealing sections 2702, 2703 and 2705 of the Code, and chapter 80 of the laws of the Twenty-seventh General Assembly, and amending chapter 8 of title 13 of the Code, in relation to industrial schools. Read first and second time and referred.....	933
Amended.....	1053, 1054
Passed.....	1053
House concurs.....	1057
Passed on file.....	1058

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219—A bill for an act to amend section 1, of chapter 57, of the laws of the Twenty-seventh General Assembly, in relation to the state board of health. Read first and second time and referred.....	739
Reported.....	939
224—Substitute for a bill for an act to legalize sales and manufacture of spirituous, malt and vinous liquors under statements of consent filed prior to October 1, 1897. Read first and second time and referred.....	744
Reported.....	773
Passed.....	894
Enrolled.....	978
227—A bill for an act to amend section 2348 of the Code, relative to bounties on wild animals. Read first and second time and referred.....	899
Reported.....	904
232—A bill for an act to encourage the manufacture of sugar in the state of Iowa by making certain exemptions in taxes. Read first and second time and referred.....	899
Passed.....	1097
242—A bill for an act to amend section 1710 of the Code, relating to limitation of insurance risks. Read first and second time and referred.....	839
Reported.....	854
Recommended.....	861
Reported.....	763
Lost on passage.....	908
Passed House.....	1098
250—A bill for an act to appropriate money to defray the expenses of	

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advertising and printing the report of a session of the Farmers' National congress, to be held in the state of Iowa in the year 1900 or 1902.	
Read first and second time and referred.....	345
282—A bill for an act to define powers of the Board of Control in relation to the pension money of members of the Iowa Soldier's Home.	
Read first and second time and referred.....	353
Reported amended.....	354
House concurs.....	764
Passed on file.....	769
Enrolled.....	825
283—A bill for an act to amend section eighteen hundred and eighty-nine (1889) of the Code, relating to the giving of a full and correct list of the names and residences of the officers and shareholders of any bank, and the number of shares held by each, and the receiving of time deposits by loan and trust companies.	
Read first and second time and referred.....	345
Reported amended.....	768
Amended.....	918, 919
Passed.....	919
House concurs.....	926
Enrolled.....	976
284—A bill for an act making an appropriation to provide for the education of Linnie Hagnewood.	
Read first and second time.....	425
Reported.....	397
Passed.....	940
Enrolled.....	977
285—A bill for an act to amend section 2372 of the Code, relative to the appointment of city officers to fill vacancies.	
Read first and second time and referred.....	360
287—A bill for an act to promote the efficiency of the public high schools of the state of Iowa.	
Read first and second time and referred.....	369
Reported.....	316
288—A bill for an act to amend section seventeen hundred and nine (1709), chapter four (4), title nine (9) of the Code, relating to insur-	

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lating to the duties of the supreme court reporter and his compensation.	
Read first and second time and referred.....	809
289—A bill for an act to amend section 2506 of the Code.	
Read first and second time and referred.....	769
290—A bill for an act to amend sections 2320 and 2331 of the Code, authorizing the approval, by a judge of the court in vacation, of conveyances and reports of sales and mortgages made by executors and administrators.	
Read first and second time and referred.....	806
Reported.....	824
Postponed.....	825
291—A bill for an act to amend title 9, chapter 1 of the Code of Iowa, relating to corporations for pecuniary profit, and to protect minority stockholders in such corporations.	
Read first and second time and referred.....	619
Reported.....	678
292—A bill for an act to legalize the acts and ordinances of the town of Norway, Benton county, Iowa.	
Read first and second time and referred.....	743
Reported.....	725
Passed.....	807
293—A bill for an act to amend section 2442 of the Code relating to notaries public doing business in adjoining counties.	
Read first and second time and referred.....	769
294—A bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the city of Boone, in Boone county, Iowa, for the erection of public buildings thereon.	
Read first and second time.....	734
Passed.....	757
Enrolled.....	808
295—A bill for an act to legalize the levy made by the town of Bonaparte, in Van Buren county, Iowa, and the acts of its council.	
Read first and second time and referred.....	647
Reported.....	854
Passed.....	869
Enrolled.....	713
296—A bill for an act to amend section one hundred and eleven (111) of the Code, relating to banks as depositories.	
297—A bill for an act to amend section 1119 of the Code in relation to the marking and validity of ballots.	
Read first and second time and referred.....	800
Reported.....	937
Passed.....	1052
298—A bill for an act defining the duties and powers of directors of corporations organized under the laws of this state for pecuniary profit.	
Read first and second time and referred.....	744
Reported.....	1068

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299—A bill for an act to amend section 1800, chapter 12, title 9 of the Code, relating to directors of state and savings banks. Read first and second time and referred.....	784
Postponed.....	853
300—A bill for an act to amend section 422 of the Code, relative to powers of board of supervisors. Read first and second time and referred.....	761
Postponed.....	875
304—A bill for an act to provide for the greater purity of elections, for the casting, registering, recording and counting of ballots or votes by means of voting machines, and supplementary to, and in aid of the present election laws; also, creating a board of voting machine commissioners and defining their duties, and repealing all laws in conflict with this act. Read first and second time and referred.....	848
Reported.....	938
Amended.....	1047, 1048
Passed.....	1048
Passed on file.....	1080
305—A bill for an act appropriating money for the benefit of the Industrial Home for the Blind at Knoxville, Iowa. Passed on file.....	848
306—A bill for an act to amend section two hundred and twenty-seven (227) of the Code, and to provide an additional judge for the Seventh Judicial district.	
309—A bill for an act to reimburse Wapello county, Iowa, for money paid to the hospital for the insane at Mt. Pleasant, Iowa. Read first and second time and referred.....	897
310—A bill for an act to legalize the incorporation of the town of Bussay, Marion county, Iowa, and the acts of the city council thereof. Passed.....	611
Enrolled.....	641
313—A bill for an act to amend subdivision three (3), section twenty-four hundred and forty-eight (2448) of the Code, relating to surety on bonds. Read first and second time and referred.....	583
316—A bill for an act to provide for the registration of voters, the holding of elections and canvassing of votes in independent school districts. Read first and second time and referred.....	912
Amended.....	1083
Enacting clause stricken out.....	1084
319—A bill for an act to provide security for the payment of persons furnishing labor, material, machinery or fixtures in the making of public improvements, or construction or repair of public buildings, amendatory to chapter eight (8), title fifteen (15) of the Code. Read first and second time and referred.....	836
323—A bill for an act to appoint a committee of the Senate and House	

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to revise and codify the laws in relation to special assessments for public improvements in municipal corporations and any laws relative to municipal corporations deemed necessary, defining the duties of the committee, providing for the publication of its report and making an appropriation for the payment of the expenses of the committee. Read first and second time and referred.....	938
328—A bill for an act to amend section three hundred and seventy-three (373) of the Code, relating to commission of notaries public. Read first and second time and referred.....	912
333—A bill for an act making an appropriation for the Rescue home at Dubuque, Iowa. Read first and second time and referred.....	1005
334—A bill for an act making an appropriation for the Women's and Babies' Home association of Sioux City, Iowa. Read first and second time and referred.....	1005
335—A bill for an act to amend section seven hundred forty-two (742) and seven hundred forty-three (743) of chapter five (5) title five (5) of the Code, relating to the transfer of the sinking fund accumulated for the purchase and construction of waterworks, and the amendment of section seven hundred thirty-two (732) of chapter four (4) title five (5) of the Code, relating to the disposal of the library tax for the purpose of reimbursing any fund that may have been used for the erection of a public library building. Passed on file.....	976
336—A bill for an act to regulate caucus and primary elections and to repeal chapter 111 of the laws of the Twenty-seventh General Assembly. Read first and second time and referred.....	821
Postponed.....	937
344—A bill for an act to amend chapter 53, of the acts of the Twenty-seventh General Assembly, relative to quarantine of certain nursery stock infested with San Jose scale. Read first and second time and referred.....	912
342—A bill for an act to amend section 2735 of the Code, in relation to the examinations of teachers by the county superintendents Read first and second time and referred.....	162
343—A bill for an act to amend section 1077 of the Code, relative to the registration of voters. Read first and second time and referred.....	939
Passed.....	1051
355—A bill for an act appropriating money for the completion of the classification of state library. Read first and second time and referred.....	920
Passed.....	943
Enrolled.....	977

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357—A bill for an act to repeal section 732 of the Code and to enact a substitute therefore authorizing the councils of cities and towns, including cities acting under special charters, to levy a tax for the maintenance of a public library and for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness.	
Read first and second time and referred.....	920
Reported with substitute.....	1036
Passed.....	1036
House concurs.....	1056
Passed on file.....	1061
358—A bill for an act to legalize the incorporation of the incorporated town of McIntire in Mitchell county, Iowa, and to legalize the acts, proceedings and ordinances thereof.	
Read first and second time.....	785
Passed.....	785
Enrolled.....	898
359—A bill for an act repealing section nine (9), chapter 160 of the acts of the Ninth General Assembly, and providing for the payment by the treasurer of state, of swamp land indemnity money direct to county authorities.	
Read first and second time and referred.....	989
Passed.....	1052
374—A bill for an act to amend section 2451 of the Code, relating to the revocation of a bar to proceedings against persons selling intoxicating liquors.	
Read first and second time and placed upon the Calendar.....	821
Passed.....	885
Enrolled.....	978
375—A bill for an act to legalize and validate certain county elections on the question of erecting a courthouse, borrowing money and issuing bonds therefor, and levying taxes to pay said bonds, and authorizing counties to issue bonds voted for at such elections and to levy sufficient taxes to pay the same.	
Read first and second time.....	760
Passed.....	761
Enrolled.....	816
379—A bill for an act to amend section five thousand seven hundred and sixteen (5716) of the Code, in relation to the compensation of the officers and employees of the penitentiaries of the state.	
Read first and second time and referred.....	1035
380—A bill for an act to amend section twenty-four hundred and forty-eight (2448) of the Code, relating to bar and conditions.	
Read first and second time and referred.....	1043
387—A bill for an act to legalize the change of the corporate name of the town of Franklin Centre, Lee county, Iowa, and change the name to Franklin.	

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Read first and second time and referred.....	918
Reported.....	980
Passed.....	1022
Enrolled.....	1063
389—A bill for an act to apportion the state into representative districts and declare the ratio of representation.	
Read first and second time and referred.....	885
Reported.....	989
Amended.....	991
Passed.....	991
Passed House.....	1009
Passed on file.....	1018
Enrolled.....	1063
394—A bill for an act to legalize the acts of the board of supervisors of Delaware county, Iowa, relating to the levying of a tax for the support of the poor and legalizing the tax so levied.	
Read first and second time and referred.....	912
Reported.....	980
Passed.....	1024
Enrolled.....	1063
396—A bill for an act to repeal section six (6) of an act of the Twenty-eighth General Assembly, entitled an act to protect fish and game and to provide a fund to pay the expenses of prosecutions under this act and to enact a substitute therefor.	
Read first and second time.....	1019
Passed.....	1020
Enrolled.....	1063
398—A bill for an act to amend section two hundred and twenty seven (227) of the Code, and to provide an additional judge for the Seventh Judicial district.	
Read first and second time and referred.....	1018
405—A bill for an act to amend section one hundred and thirty-eight (138) of the Code, relating to the prices of state printing.	
Read first and second time and referred.....	1061
407—A bill for an act to legalize the incorporation of the town of Beaconsfield, Ringgold county, Iowa, and official acts by its officers.	
Read first and second time and referred.....	897
Passed.....	897
Enrolled.....	918
408—A bill for an act making appropriations for the repair, support and contingent funds for the State Hospitals, the Penitentiaries, the Industrial Schools for Boys and Girls, the Institution for Feeble-Minded Children, the School for the Deaf, College for the Blind, the Soldiers' Orphans' Home and the Soldiers' Home.	
Read first and second time.....	1017
Amended.....	1017
Passed.....	1017
House concurs.....	1030
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409—A bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts, the State university and the State Normal school.	

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Read first and second time and referred	1006
Passed	1018
Enrolled.....	1068
410—A bill for an act providing for the closing of the Industrial Home for the Blind, and for the paying of the transportation of the inmates to their homes, and authorizing the Board of Control of state institutions to employ and pay a custodian to care for the buildings and property, and authorizing said board to lease the land and collect rents thereof and to sell or dispose of personal property at said institution, and making an appropriation to carry out the provisions of this act; also, providing for the transfer to the general funds of the state certain unexpended	

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balances of special appropriations.	
Read first and second time and referred	989
Passed.....	1034
411—A bill for an act to prohibit the sale of intoxicating liquors to students of any of the state institutions of learning in this state, and prohibiting their presence in places where intoxicating liquors are sold and providing penalties for the violation thereof.	
Read first and second time and referred	1004
412—A bill for an act to provide for the general levy for state purposes for the year 1900 and subsequent years.	
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Reported.....	491
Relative to pardon or parole of Cornelius Moelchen.	
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Fixing the number and compensation of employes in the departments of state at the seat of government.	
Read first and second time.....	1009
Passed House	1060
Lost on passage	1070
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Passed.....	1072

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Reported	55
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Relative to use of supreme court room	71
Reported.....	71
Adopted by Senate.....	71
Relative to joint convention for election of U. S. senator.....	82
Relative to disposal of session laws.	
Passed on file.....	485
Relative to printing and binding reports of Board of Control.	
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Relative to final adjournment.....	271
Passed on file.....	278
Passed	
Reconsidered	462
Relative to printing copies of rules...	284
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Relative to publishing of 2,000 copies of the itemized statement required by section 163 of the Code.	
Relative to flags during sessions.	
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Relative to adjournment in honor of ex-Governor Larrabee.	
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Relative to use of intoxicating liquors in state educational institutions.	
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Relating to free rural mail delivery.	
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Relating to equipment of National Guard.	
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Relating to additional stationery.	
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Relating to regular amount of stationery.	
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Relating to printing additional copies of Adjutant-General's report.	
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Relating to the appointment by the Governor of delegates to investigate.	
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Relating to delivery and collection of mail on star routes.	
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Relating to the election of state printer and state binder.	
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Relating to tariff between the United States and acquired territory.	
Referred	762
Relating to St. Louis exposition.	
Referred	762
Reported and re-referred	824
Passed.....	987
Relative to final adjournment.	
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House concurs.....	1056
Relative to certain officers of Senate and House remaining after final adjournment.	

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	4. Relating to the conveyance of real estate.....	118
	6. Relating to interest on endowment fund of Agricultural College	98
	7. Relative to penitentiaries.....	138
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	10. Relative to State University.....	98
	11. Relative to certain town lots and streets for State University	147
	12. For payment of additional employes.....	159
	13. Relating to minutes to be kept by grand juries.....	134
	14. Relating to communications in professional confidence....	125
	15. Relating to notice of execution sales.....	123
	18. Appropriation to the supreme court contingent fund.....	161
	20. Legalizing a tax voted by electors of Fayette school district	189
	21. Relative to the payment of coal miners.....	81
	29. Taxing property of telegraph and telephone companies...	47
	30. Relating to the election of presidential electors.....	38
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	35. Relating to using blasphemous or obscene language.....	132
	38. Relative to place of bringing action.....	121
	39. Relating to the assessment of taxes.....	41
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	45. Appropriation for repairs in rooms of capitol.....	163
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	52. Relating to the trimming of hedges.....	54
	53. Legalizing the official acts of Isaac Mathews, C. H. Foster and others	188
	58. Appropriation for State Historical Society.....	157
	60. Relative to duties of township clerk.....	15
	66. Taxing property of express companies.....	45
	67. Relative to powers of library trustees.....	20
	68. Relative to stipulations of arbitration in policies of insur- ance	63
	72. Appropriating money for purchase of railway maps.....	162
	73. Relating to duties and liabilities of clerk of district court...	14
	83. Relating to collection of taxes.....	27
	84. Relating to offenses against the public peace.....	133
	88. Relating to malicious mischief and trespass.....	126
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	92. Legalizing a special election in Polk county.....	198

No. Bills.		No. Chapter.
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109.	Relating to election precincts	105
112.	Relating to the publication of the laws of the state	1
114.	Legalizing levying library tax in Council Bluffs	191
115.	Relating to street improvements	29
116.	Relating to county uniformity of text-books	111
117.	Relating to bodies for medical purposes	129
120.	Relating to the extent of a homestead	119
121.	Relating to the sale of intoxicating liquors	74
126.	Appropriation to Benedict Home	158
128.	Relating to appeals in certain cases	39
131.	Relating to water works	24
135-193.	Relating to granting certificates to teachers	95
136.	Relating to school fund, loans and interest	113
138.	Relating to delinquent taxes	48
140.	Relating to temporary sidewalks	26
143.	Relating to compensation of the secretary of State Board of Medical Examiners	90
148.	Relating to assessment of taxes	44
155.	Appropriating money for express and freight	164
156.	Relative to administrators, guardians, etc., depositing funds	13
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160.	Creating a board of dental examiners	91
163.	Appropriation for expenses of inaugural ceremonies	160
165.	Creating a department of agriculture	58
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176.	Relating to admission of persons to practice law	11
178.	Relative to duties and expenses of superintendent of public instruction	94
183.	Relating to the contingent fund	108
190.	Relating to the printing and binding of reports of state officers	4
191.	Relating to insurance companies	65
194.	Relating to the inspection of passenger boats	84
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214.	Relating to the appointment of dairy commissioner	85
218.	Relating to the State Library and Historical collections	114
219.	Relating to collection of taxes	50
223.	Relating to compensation of councilmen	17
224.	Legalizing the incorporation of the town of Ocheyedon	199
225.	Relating to attorneys resident in other cities	12
230.	Relating to traveling libraries	145
240.	Relating to the system of common schools	110
253.	Relative to gate receipts at the state fair	137
254.	Relating to street improvements	28
256.	Relating to the Board of Control	144
257.	Relative to balances of unexpended appropriations	3
258.	Appropriating money to pay John F. Oliver for legal services	172
260.	Relating to bonds of wardens and clerks of penitentiaries	136
269.	Legalizing ordinances passed by incorporated town of West Mitchell	202
271.	Relating to the issuance of bonds by school corporations	142
272.	Relating to compensation of mine inspectors	79
273.	Relating to superior courts and changes of venue therefrom	10
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294.	Appropriating money to reimburse certain patients in Mt. Pleasant Hospital.....	165
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298.	Appropriation for certain claim of Clayton county.....	179
305.	Appropriation for the Industrial Home for the Blind.....	153
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310.	Relating to special meetings of voters of school corporations	104
311.	Relating to building and loan associations.....	69
318.	Relating to the compensation of the state librarian, etc.....	115
322.	Relating to state aid to district and county agricultural societies	59
323.	Appointing a joint committee to revise laws.....	176
325.	Relating to taxation in cities and towns	32
326.	Relating to insurance.....	57
333.	Legalizing the organization of the school district of Germania.....	207
335.	Relating to the printing of the report of the Academy of Sciences	6
336.	Legalizing permits of pharmacists.....	203
340.	Granting to United States certain ground in Woodbury county	185
342.	Relating to management of certain state institutions.....	143
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345.	Legalizing the incorporation of the town of Brush Creek..	201
346.	Relating to assessment of taxes.....	49
347.	Relating to advertising of sealed proposals	7
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354.	Legalizing change in boundary line in school district of Rodman	204
359.	Legalizing acts of board of directors of Goodell.....	206
360.	Legalizing the incorporation of Wellman.....	208
363.	Appropriating money for members of Fifty-first Iowa regiment.....	166
364.	Relative to Waterloo and Cedar Falls transit company....	180
365.	Relating to the establishment of drainage districts	216
366.	Legalizing the action of the board of directors of the school district of Emmetsburg.....	217
367.	Relating to compensation for keeping patients in the insane hospitals.....	140
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	34. To pay over money to estate of William Parks.....	174
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	52. Relative to offering evidence in criminal cases.....	135
	54. Relating to the levying of taxes for library purposes.....	21
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	101. Authorizing payment of \$250 to M. E. McCully.....	171
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	129. Relating to redemption of real estate.....	124
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	134. Relinquishing certain property to Axel B. Erickson.....	181
	135. Relating to selling liquor to minors or intoxicated persons.....	77
	136. Prohibiting use of gasoline, benzine, etc.....	130
	137. Relating to Industrial School for Girls.....	102
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186.	Relating to examination of state teachers.....	95
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189.	Relative to operation of steam engines.....	55
192.	Relating to supreme court.....	9
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243.	Relating to limitation of insurance risks.....	61
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261.	Making appropriation for education of Linnie Haguewood..	173
283.	Legalizing the ordinances of the town of Norway.....	211
288.	To surrender certain grounds in Boone to the U. S.....	184
289.	Legalizing levy made by the town of Bonaparte.....	196
291.	Relating to the marking and validity of ballots.....	36
304.	Relating to elections.....	37
310.	Legalizing the incorporation of the town of Bussey.....	193
343.	Legalizing the organization of independent school district of Rodman.....	209
345.	Appropriating money for classification of State Library....	154
357.	Relating to levying of taxes for library purposes.....	22
358.	Legalizing incorporation of town of McIntire.....	205
368.	Relating to swamp land indemnity money.....	146
374.	Relative to selling intoxicating liquors.....	60
375.	Legalizing certain county elections for erect'ng court house	200
387.	Legalizing change of name of Franklin Centre.....	25
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409.	Appropriating money for state institutions.....	151
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JOURNAL OF THE SENATE.

SENATE CHAMBER,
DES MOINES, Iowa, Monday January 8, 1900. }

Pursuant to law the Twenty-eighth General Assembly convened at 10 o'clock A. M., and was called to order by Lieutenant-Governor Milliman.

Prayer was offered by Rev. I. S. Ford, of Des Moines.

Senator Harriman moved that the officers of the Twenty-seventh General Assembly present be made the temporary officers, and those selected for the other positions be filled by those nominated by the republican caucus.

Carried.

The following temporary officers appeared before the bar of the Senate and were sworn in:

Geo. A. Newman, secretary; S. D. Alexander, first assistant secretary; T. P. Emmons, second assistant secretary; G. A. Nichols, journal clerk; F. C. McCutchen, journal clerk; Miss Lois M. Rigby, engrossing clerk; Miss Olive Conger, enrolling clerk; Capt. E. C. Collins, sergeant-at-arms.

John H. Serene, chief doorkeeper; Samuel Salts, doorkeeper; R. B. Baird, doorkeeper; V. A. Jones, doorkeeper; Jacob Fisch, doorkeeper; G. W. Evans, doorkeeper; John Weaver, assistant doorkeeper; Guy E. Logan, doorkeeper; B. C. Armstrong, doorkeeper; Fred C. McCutchen, lieutenant-governor's clerk; Miss Viola S. Cook, postmistress; Miss Leta Holman, bill clerk; E. H. Schenck, file clerk; Jeff Logan and Wm. J. Jones, janitors of cloak room; Charles H. Comley, janitor of the toilet room; Le Roy Kinch, lieutenant-governor's page; Burt Canfield, page.

Senator Titus offered the following resolution:

Resolved, That the hold-over and re-elected senators be granted the privilege of retaining the seats occupied by them at the close of the last

session of the General Assembly, and that the newly elected senators, and that the names of such senators be placed in a hat and drawn out one at a time by the secretary, and as a name is announced the senator will select his seat from those unoccupied.

Adopted.

Cecil Salisbury, page; William Maher, page; M. Grinsp, page.

Senator Wilson moved that a committee of five be appointed on credentials.

Adopted.

President appointed as members of committee on credentials Senators Wilson, Garst, Cheshire, Hayward, Wallace.

Senator Trewin moved that those taking part in the drawing of seats vacate them until immediately after the drawing of same.

Adopted.

The selection of seats by the newly-elected members resulted as follows:

Nolan, 20; Brighton, 48; Bishop, 9; Smith, 16; Tallman, 46; Griswold, 38; Ball, 31; Crossley, 85; Lister, 14; Townsend, 22; Lambert, 50; Porter, 17; Hopkins, 30; Arthaud, 18; Alberson, 48. Hazelton, 25; Bachman, 7; Classen, 4; Hubbard, 3; Mardis, 1; Fitzpatrick, 10; Moffit, 6.

Senator Penrose moved that pending the deliberations of the committee on credentials a recess be taken.

Carried.

Senator Wilson from the committee on credentials presents the following report:

REPORT OF COMMITTEE ON CREDENTIALS.

MR. PRESIDENT—Your committee on credentials find the following named newly elected senators entitled to seats in the Twenty-eighth General Assembly:

Second district—Henry H. Brighton.

Third district—Claude R. Porter.

Fourth district—Alexander Mardis.

Fifth district—George S. Allyn.

Sixth district—F. L. Arthand.

Eighth district—Joseph M. Junkin

Tenth district—A. N. Alberson.

Eleventh district—W. B. Tallman.
Fourteenth district—L. C. Blanchard.
Fifteenth district—Fred Townsend.
Sixteenth district—James J. Crossley.
Seventeenth district—F. M. Hopkins.
Nineteenth district—Arthur S. Hazelton.
Twenty-third district—Thomas Lambert.
Twenty-fourth district—John T. Moffit.
Twenty-fifth district—George W. Ball.
Twenty-sixth district—J. S. Alexander.
Twenty-seventh district—T. D. Healy.
Twenty-eighth district—J. B. Classen.
Thirty-first district—J. A. Fitchpatrick.
Thirty-second district—E. H. Hubbard.
Thirty-third district—H. J. Griswold.
Thirty-fifth district—Thomas F. Nolan.
Thirty-sixth district—H. C. Bishop.
Thirty-ninth district—George M. Craig.
Fortieth district—J. H. Trewin.
Forty-first district—J. A. Smith.
Forty-third district—W. F. Harriman.
Forty-sixth district—Alva C. Hobart.
Forty-seventh district—E. W. Bachman.
Forty-ninth district—George W. Lister.

We also find the following hold-over senators present:

First district—D. A. Young.
Seventh district—William Eaton.
Ninth district—William Corse McArthur.
Twelfth district—W. R. Lewis.
Thirteenth district—W. A. McIntire.
Eighteenth district—J. M. Emmert.
Twentieth district—G. M. Titus.
Twenty-first district—W. C. Hayward.
Twenty-second district—John L. Wilson.
Twenty-ninth district—J. R. Gorrell.
Thirtieth district—Thomas A. Cheshire.
Thirty-fourth district—Lemuel R. Bolter.
Thirty-seventh district—Joseph Wallace.
Thirty-eighth district—Charles W. Mullan.
Forty-second district—D. A. Lyons.
Forty-fourth district—William B. Perrin.
Forty-fifth district—E. G. Penrose.
Forty-eighth district—Warren Garst.
Fiftieth district—Parley Finch.

J. L. WILSON,
THOS. A. CHESHIRE,
JOSEPH WALLACE,
W. C. HAYWARD,
WARREN GARST,
Committee.

Senator Wilson moved the adoption of the report of the committee on credentials.

Adopted.

Senator Garst moved that the newly elected senators appear at the bar of the Senate and be duly sworn in according to law.

Carried.

The following newly elected members appeared at the bar of the Senate and were duly sworn in:

Henry H. Brighton, Claude R. Porter, Alexander Mardis, George S. Allyn, F. L. Arthand, Joseph M. Junkin, A. N. Alberson, N. B. Tallman, L. C. Blanchard, Fred Townsend, James J. Crossley, F. M. Hopkins, Arthur S. Hazelton, Thomas Lambert, John T. Moffit, George W. Ball, J. S. Alexander, T. B. Healy, J. B. Classen, J. A. Fitzpatrick, E. H. Hubbard, H. J. Griswold, Thomas F. Nolan, H. C. Bishop, George M. Craig, J. H. Trewin, J. A. Smith, W. F. Harriman, Alva C. Hobart, E. W. Bachman, George W. Lister.

Senator Trewin offered the following concurrent resolution:

CONCURRENT RESOLUTION.

Resolved, By the Senate, the House concurring: That a joint committee of three from each house be appointed to nominate such additional employes other than committee clerks as may be deemed necessary for the session and to recommend position and compensation of each.

Adopted.

President Milliman appointed the following committee on concurrent resolutions: Senators Trewin, Junkin and Alexander.

Senator Eaton offered the following concurrent resolution:

Resolved, By the Senate, the House concurring: That a committee of three be appointed by the presiding officer of each house to confer and nominate a candidate for mail carrier.

Carried.

Senator Penrose offered the following resolution:

Resolved, That the rules of the Senate of the Twenty-seventh General Assembly be in force and effect until the report of the Committee on Rules shall have been adopted.

Adopted.

On motion of Senator Harriman, Senator Alexander was excused.

Senator Harriman moved that the Senate proceed to the election of permanent officers of the Senate.

Carried.

Senator Harriman moved that George A. Newman, of Black Hawk county, be elected Secretary of the Senate.

Those voting for George A. Newman were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—48.

Absent or not voting:

Senators Alexander and Nolan—2.

So George A. Newman was declared duly elected Secretary of the Senate.

Senator Harriman nominated S. D. Alexander of Madison county, first assistant secretary.

Those voting for S. D. Alexander were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander—1.

So S. D. Alexander was declared duly elected first assistant secretary.

Senator Harriman nominated T. P. Emmons of Bremer county second, assistant secretary of the Senate.

Those voting for T. P. Emmons were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander—1.

[So T. P. Emmons was declared duly elected second assistant secretary of the Senate.

Senator Harriman nominated Miss Louis M. Rigby, of Scott county, engrossing clerk of the Senate. Those voting for Miss Rigby were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander—1.

So Miss Rigby was declared duly elected engrossing clerk of the Senate.

Senator Harriman nominated Miss Olive Conger enrolling clerk of the Senate, and moved her election.

Those voting for Miss Conger were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander—1.

So Miss Conger was declared duly elected enrolling clerk of the Senate.

Senator Harriman nominated H. C. Lounsberry of Marshall county, and Cecil Dixon, of Calhoun county, journal clerks of the Senate and moved their election.

Those voting for H. C. Lounsberry and Cecil Dixon were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49:

Absent or not voting:

Senator Alexander—1.

So H. C. Lounsberry and Cecil Dixon were declared duly elected journal clerks of the Senate.

Senator Harriman nominated Capt. E. C. Collins, of Hancock county, for seargent-at-arms of the Senate and moved his election. The roll call resulted as follows:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander.

So Captain Collins was declared duly elected sergeant-at-arms of the Senate.

Senator Harriman nominated E. H. Schenck of Decatur county, file clerk of the Senate.

Those voting for E. H. Schenck were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander—1.

So E. H. Schenck was declared duly elected file clerk of the Senate.

Senator Harriman nominated for bill clerk Miss Leta Holman of Buchanan county.

Those voting for Miss Holman were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander—1.

So Miss Holman was declared duly elected bill clerk.

Senator Harriman nominated Mrs. Viola Cook for the position of postmistress.

Those voting for Mrs. Viola Cook were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, Lambert, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

Absent or not voting:

Senator Alexander—1.

So Mrs. Viola Cook was declared duly elected postmistress of the Senate.

Senator Harriman nominated John H. Serene of Allamakee county for chief doorkeeper.

Those voting for Mr. Serene were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Young—48.

Absent or not voting:

Senators Alexander and Wilson—2.

So Mr. Serene was declared duly elected chief doorkeeper.

Senator Craig moved that the time of adjournment be extended until 12:30.

Carried.

Senator Harriman offered the following resolution and moved its adoption.

Resolved, That the following named persons to wit, G. W. Evans, Robert B. Baird, John Weaver, Samuel Salts, Guy E. Logan, Jacob Tisch, V. A. Jones, B. C. Armstrong, be and are hereby elected assistant doorkeepers and assigned to duty under the direction of the sergeant-at-arms and chief doorkeeper.

Those voting for the resolution were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace, Young—47.

Absent or not voting:

Senators Alexander, Trewin, Wilson—3.

So the above were declared duly elected assistant doorkeepers of the Senate.

Senator Harriman nominated for janitors of the cloak room, Jeff Logan of Polk county and W. J. Jones and for janitor of the toilet room, C. H. Comley.

Those voting for Jeff Logan and W. J. Jones for janitors of cloak room and for C. H. Comley for janitor of the toilet room were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Young—47.

Absent or not voting:

Senators Alexander, Trewin, Wilson—3.

So Jeff Logan and W. J. Jones were declared duly elected janitors of the cloak room and C. H. Comley janitor of the toilet room.

Senator Craig moved that the President appoint a committee of five on the designation of committee rooms and the appointing of hour for meetings.

Carried.

Senator Cheshire offered the following resolution and moved its adoption:

CONCURRENT RESOLUTION RELATIVE TO INAUGURATION.

Resolved, By the Senate, the House concurring: That the President of the Senate appoint a committee of five, to act in concert with a like committee from the House to make suitable arrangements for the inauguration of the Governor and Lieutenant-Governor.

Adopted.

The following newly-elected officers of the Senate appeared before the bar of the Senate and were duly sworn in according to law:

Geo. A. Newman, secretary of the Senate.

S. D. Alexander, first assistant secretary.

T. P. Emmons, second assistant secretary.

Miss Lois M. Rigby, engrossing clerk.

Miss Olive Conger, enrolling clerk.

H. C. Lounsberry, journal clerk.

Cecil Dixon, journal clerk.

E. C. Collins, sergeant-at-arms.

E. H. Schenck, file clerk.

Miss Leta Holman, bill clerk.

Mrs. Viola S. Cook, postmistress.

John H. Serene, chief doorkeeper.

G. W. Evans, Robt. B. Baird, John Weaver, Samuel Salts, Guy E. Logan, Jacob Fisch, V. A. Jones, B. C. Armstrong, assistant doorkeepers.

Jeff Logan, W. J. Jones, janitors of the cloak room.

C. H. Comley, janitor of the toilet room.

The following appeared at the bar of the Senate and were duly sworn in according to law:

Fred C. McCutchen, Lieutenant-Governor's clerk, and LeRoy Kinch, Lieutenant-Governor's page.

Senator Mullan offered the following resolution:

Resolved, That a committee of three be appointed to wait upon the Governor and notify him that the Senate is duly organized and ready to receive any communication from him.

The President appointed the following committee to notify the Governor:

Senators Mullan, Ball and Perrin.

The President appointed the following committee on inauguration:

Senators Cheshire, Trewin, Smith, Emmert and Porter.

Senator Cheshire offered the following resolution and moved its adoption:

Resolved, That George H. Cleggett be authorized to place a barber's chair in the cloak room without expense to the state for the use of the Senators and employes of the senate.

Adopted.

Senator Penrose offered the following resolution and moved its adoption:

Resolved, That the President appoint a committee of three to notify the House that the Senate is permanently organized and ready to receive any communications they may wish to transmit to it.

Adopted.

The President appointed the following senators as a committee to notify the House:

Senators Penrose, Bolter and Finch.

Senator Hayward offered the following resolution and moved its adoption.

Resolved, That a standing committee of five be appointed to have charge of the employment of chaplain.

The committee appointed to notify the House reported that their duty was performed.

The committee to report to the Governor that the Senate was permanently organized reported that they had so done and the Governor stated that he would have a communication for the Senate on to-morrow morning.

Senator Titus moved that the resolution relative to employment of chaplain be referred to a committee of three to report to-morrow morning be adopted.

A division was called for. The motion prevailed.

The President appointed the following committee to which resolution was referred:

Senators Titus, Hayward, Lewis.

Senator Allyn offered the following resolution:

Resolved, That the President appoint a committee of three on mileage.

Adopted.

The President appointed as such committee Senators Allyn, Arthaud and Porter.

The President appointed as committee on the inauguration, Senators Cheshire, Trewin, Smith, Emmert and Porter.

Senator Blanchard moved that when the Senate adjourn it be until 10 o'clock A. M. to-morrow.

Carried.

Senate adjourned until 10 o'clock to-morrow morning.

SENATE CHAMBER,
DES MOINES, Iowa, Tuesday, January 9, 1900. }

Senate met, pursuant to adjournment, at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. J. Auracher, of Des Moines, Iowa.

The President announced the following committee on assignment of committee rooms:

Senators Garst, Healy, Trewin, Smith and McIntire.

The President appointed the following joint committee on mail carrier:

Senators Eaton, Craig and Hazelton.

Senator Penrose moved that two additional pages be appointed.

Motion prevailed.

A committee from the House announced that it was permanently organized and ready to receive communications.

Senator Titus, from the special committee on resolution in reference to committee on chaplain, submitted the following report:

MR. PRESIDENT—Your special committee to whom was referred the resolution by Senator Hayward in relation to the appointment of a committee on chaplain, beg leave to report that they have had the same under consideration and have instructed me to report the following substitute therefor:

Resolved, That a committee of five be appointed to procure a chaplain for the opening session of the Senate each day; said committee to so arrange that clergymen from out of the city of Des Moines may have an

opportunity to officiate when giving the committee due notice of a desire so to do.

G. M. TITUS,
W. C. HAYWARD,
W. R. LEWIS,
Committee.

Adopted.

Senator Hayward offered the following resolution:

Resolved, That a committee of three be appointed to notify the House of Representatives that the Senate is ready to meet in joint session at 2 o'clock P. M. January 9, 1900, for the purpose of canvassing the vote for Governor and Lieutenant-Governor.

Adopted.

The following concurrent resolution was offered by Senator Titus:

Resolved, By the Senate, the House concurring, that the Secretary of the Senate and Clerk of the House be and are hereby authorized to make requisition on the secretary of the Executive Council for stationery and supplies for each Senator and member of the House, as may be designated by each, in an amount not exceeding the following, to-wit:

Five hundred letter heads and 500 envelopes with names and addresses of senators and members printed thereon; six blocks of yellow paper, legal size; six quires of legal cap; pens, pen-holders, pencils, ink, rubbers, bands, paper fasteners, pins, blocks of scratch paper, amply sufficient for each member.

Adopted.

The President appointed the following committee on Senator Hayward's resolution relating to joint caucus:

Senators Hayward, Griswold and Porter.

The Governor's private secretary appeared and presented the Governor's annual message.

On motion of Senator Blanchard the Secretary began the reading of the Governor's message.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution, in which the concurrence of the Senate is asked:

Resolution in relation to appointment of mail carrier.

S. M. CART,
Chief Clerk.

On motion of Senator Garst, reading of Governor's message was discontinued and same ordered placed on file and printed in Journal.

GOVERNOR'S MESSAGE.

To the Senate and House of Representatives of Iowa:

In obedience to constitutional requirement, I have the pleasure of submitting to your honorable body the following statements concerning the condition of the state, together with some recommendations for legislative consideration.

Never in our history has labor found more ready employment or more liberal remuneration; never has agriculture generally been more prosperous or yielded better returns; never has business been more universally active or reasonable profits for invested capital more secure; and never were the finances of the state in a more satisfactory condition than at the present hour.

At the beginning of the last fiscal term, there were unpaid warrants outstanding to the amount of \$447,500.73. At the same time there was cash in the treasury \$36,672.96, leaving the net indebtedness of the state \$410,827.77. Of the outstanding warrants, the sum of \$363,834.84 was drawing interest, the accrued amount of which at that time increased this indebtedness by an unascertained sum. Moreover, there remained of special appropriations made by the Twenty-sixth and former General Assemblies the following amount, against which warrants had not yet been drawn: \$308,437.61. There was, therefore, to be paid out of the revenues of the then succeeding term \$719,265.38, besides the interest on the outstanding warrants, in addition to the ordinary expenses of the biennial period and the extraordinary expenditures that the Twenty-seventh General Assembly might authorize.

It is gratifying to know that the judicious provisions made by the Twenty-sixth and Twenty-seventh General Assemblies, for the increase of public revenues on the one hand, and the reduction of expenditures on the other, enabled the state to meet all its obligations, past and current, and to accumulate in the treasury, at the end of the fiscal term under review, a

surplus of \$414,294.02 over and above all outstanding warrants, subject, however, to the yet unexpended appropriations of the Twenty-seventh and earlier General Assemblies. Of these, less than \$200,000 remained undrawn at the end of the fiscal term. With these amounts all expended, there will remain fully \$220,000 to meet the expenditures of the current term.

The receipts of general revenues during the fiscal term from July 1, 1897, to July 1, 1899, aggregated

\$5,079,403.29

The treasury balance July 1, 1897, was.....

Total revenues for the term.....\$5,116,076.25

Against this sum warrants were

drawn during the term.....\$4,196,494.93

Deduct all outstanding warrants at

the end of the term..... 30,708.35

Warrants paid during the

term.....

\$4,165,786.58

Add amount of outstanding warrants at beginning

of term..... 447,500.73

Interest thereon paid..... 57,786.57

Treasury cash June 30, 1899..... 445,002.37

Total.....\$5,116,076.25

At the close of business on December 30, 1899, the treasury showed as follows:

General revenue.....\$ 566,970.33

Outstanding warrants at that date..... 29,710.36

Net surplus.....\$ 537,259.97

On December 31, 1897, the outstanding warrants

aggregated..... 579,966.00

Cash in treasury..... 108,645.47

Leaving a net indebtedness of.....\$ 471,320.53

The treasury is thus in better condition than it was two years ago by \$1,008,580.50.

The surplus of \$537,259.97, shown above, is subject to reduction by the special appropriations of past general assemblies, yet undrawn amounting to less than \$100,000.

The auditor of state estimates the receipts for the current term at \$4,564,200; and the expenditures, without any special appropriations made by the Twenty-eighth General Assembly, at \$3,577,423; giving a surplus of receipts for the current term of \$986,777. Adding to this sum the balance of \$220,000 cash in the treasury at the end of the fiscal term in excess of outstanding demands and undrawn appropriations, gives fully \$1,200,000, which this general assembly can safely appropriate for special purposes. The above estimate assumes that the annual levy will be continued at the present rate. I believe, however, this can be reduced to at most two and one-half mills for general revenue, and three-tenths of a mill special levy for purposes of higher education, making an aggregate of two and eight-tenths mills as against an even three mills at present. In view of the constantly increasing expenses of the state, incident to a rapidly growing population, and ever-multiplying number of wards of the state, coupled with a noticeable reduction in the aggregate assessments, the rate suggested is quite low—very considerably lower than in most states of the Union.

Iowa is exceedingly fortunate in her banking interests. She has more banks than any other state in the Union, and the condition of these institutions is very encouraging. At the date of the reports of incorporated banks nearest the first of October, 1897, the bank deposits of Iowa were as follows:

State and savings banks.....	\$ 50,491,525.61
National banks	27,502,301.25
Private banks (estimated).....	25,000,000.00
<hr/>	
Total	\$102,993,826.86

At the date of their last reports, the deposits were as follows:

State and savings banks.....	\$ 81,476,791.67
National banks.....	42,238,769.18
Private banks (estimated).....	40,000,000.00
<hr/>	
Total.....	\$163,715,560.85

An increase of over 55 per cent in two years.

Of the more than \$110,000,000 held by national, state, and private banks, investigation convinced me that certainly over one-half is owned by farmers; and the \$51,000,000 on deposit

in savings banks is held almost exclusively by wage-earners and people of limited income. Unquestionably the proportion of unincumbered farms in the state exceeds that of any other period. In addition, the value of all agricultural lands and of farm animals has very materially appreciated within the last few years.

Under these favorable conditions, I think the Twenty-eighth General Assembly will be justified in making somewhat more liberal appropriations than in former years. Great care, however, should be exercised, for it must be borne in mind that it is easier for a state, as well as for an individual, to incur a liability than to discharge one.

The ever-present temptation to plan only for to-day, and to build temporary sheds where permanent structures are needed, should so far as possible be repressed. Iowa will appear on the map of the world forever, and her population will multiply with the years. Wise planning for the future distinguishes the statesman from the mere politician. I think, therefore, in expending the somewhat more than a million dollars now or soon to be available, at least a portion should be so placed as to furnish enduring evidences of your wisdom.

BOARD OF CONTROL.

The Twenty-seventh General Assembly made provision for a board of control, which, for nearly two years, has had the management of all our state institutions, excepting those purely educational. The policy thus inaugurated has resulted in a very considerable saving to the state, and in addition the service at most of the institutions, I am persuaded, has been improved. When the amount of work necessary to reorganize the operative force of thirteen state institutions, and personally examine the practical operations of each, to inaugurate a system of bookkeeping applicable to each institution separately and to all jointly, to install a main office at the capitol with its corps of untried clerks and assistants is considered, it must be conceded that the three men composing this board undertook, on July 1, 1898, an Herculean task. The results show more clearly than any words of mine how conscientiously this duty was undertaken and how earnestly, faithfully, and untiringly it has been prosecuted. To justify the board of control system, it is not necessary to defend each separate act, or to indorse

the policy of the board in every particular. If errors have been committed, the lessons taught thereby will not need repeating. Time will strengthen that which is weak, and experience will supply whatever may be wanting.

The report of the board is so full, and comprehensive, that it will not be necessary for me to refer to our several eleemosynary, penal, and reformatory institutions in detail. I commend the report itself to your careful personal perusal and consideration. It sets forth at some length the various needs of the several institutions under its management. For all necessary demands, it will be the duty of this general assembly to make provision.

Great care should be exercised that the revenues of the state be not wasted; but, while this is true, the unfortunate inmates of our hospitals for the insane, the Institution for the Feeble-Minded, the College and the Industrial Home for the Blind, the School for the Deaf, the Soldiers' Orphans' home, and especially the Soldiers' home, should be cared for—not lavishly, but liberally. The people of the state will approve a policy that insures ample food and suitable clothing for the inmates of all these institutions, and the employment of teachers, where required, the equal in qualification and aptness with those engaged by public school boards to instruct the more fortunate. It is idle to suppose that equivalent talent can be obtained to teach the same branches to the deaf, the blind, and the feeble-minded at less wages than are paid amid more congenial surroundings. Intellectual ability and skill have a market value; and the state or individual that buys below current rates will receive corresponding service. The dominant sentiment of Iowa is favorable to good wages, and the state should not by example teach private corporations lessons in economy at the expense of labor. All that the people of the state of Iowa require is 100 cents in service for each dollar expended, and no one need ever expect more. The board of control will neither squander nor recklessly expend any appropriation the general assembly may place at its disposal.

The several institutions under the control of the board have in the aggregate 4,189 acres of land, valued at \$300,849. The buildings thereon are valued at \$7,482,735, and the personal property at \$597,134.77, making a total of \$8,380,718.77. There were being cared for at these institutions June 30, 1899, 6,980 persons.

There was expended during the period for the	
support of inmates.....	\$ 2,114,619.75
For improvement to buildings and grounds	452,653.80
	<hr/>
Total expenditures of the term	\$ 2,567,273.55

Of the support fund \$1,148,126.80 was expended the first and \$966,492.95 the second year of the biennial period—a difference of \$181,633.85 in favor of the last year of the term.

PUBLIC SCHOOLS.

The public school system of Iowa has had many encomiums pronounced upon it, and needs none from me. To say that it was never better, or that no state in the union has ever pursued a wiser policy, is not equivalent to saying that ours cannot be improved. To say that it has accomplished great things for the people of our state does not imply that it cannot be made more efficient. Within the memory of persons now living, women were denied a college education, and the first woman to be graduated from any coeducational institution of learning, if now living, is but little past the prime of life. A revolution has been wrought in these matters; and, while no one would return to former conditions, yet a system which results in the graduation of 1,839 young ladies from the high schools of Iowa the current year, and only 954 young gentlemen, is weak at a vital point. These graduations are from town and city schools, for rural districts do not generally afford high school privileges. That town and city schools are superior to those in rural districts will be readily observed as soon as the policy pursued by each is compared. As soon as a girl arrives at the age of 17, she finds ready employment as the mistress of a country public school. If she proves to be proficient, and possessed of aptness to teach, after a few terms in some summer school or perhaps a year of normal training, and after having attended a few county institutes, she may secure a position, at better wages, in an intermediate grade in town, where her efforts are supplemented by the supervision of a principal or a city superintendent of schools, whose talents command from \$1,200 to \$3,000 per annum. Here she has also the advantages of regular teachers' meetings, and association with advanced scholarship and skill. If she still improves, she may be promoted to the primary department at yet increased wages, for it is now recognized

that the best talent is demanded in the primary teachers. Or, if after alternating in teaching and attending school she obtains a collegiate education, she may secure a position in a city high school. But if she makes little or no improvement she will continue in the rural districts, with no supervision other than a county superintendent, who, owing to his varied duties and extensive field, is necessarily unable to examine her work very often, if ever. Let this custom be continued, and boys will not remain in school, as in former generations, until past school age; and, so long as a majority of the teachers, in town and city schools, are women and girls, so long will a majority of the graduates be of the same sex. Our girls should be educated; but that does not imply that our boys should not be, and a policy that retires the latter from school, at 14 and 15 years of age, needs amendment.

In several counties of the state the experiment has been tried of maintaining a central township graded school, to and from which the pupils are conveyed in carriages, at public expense. Wherever this plan has been adopted the results have been most satisfactory. The enrollment has been thereby invariably increased, and the attendance has been more regular; better teachers have been employed, with correspondingly improved scholarship, and in addition the expenses have been very considerably reduced. This is the experience also of other states where the practice has become quite general. I think this plan should be encouraged by specific legislation. I am not prepared to advise that, at present, it be made universal. It is probable that the erection of no more single room subdistrict schoolhouses should be permitted. Some encouraging legislation should, I think, be enacted looking toward the establishment of graded schools within easy access of every farm in Iowa. This can be accomplished gradually, by replacing existing schoolhouses with central two or more room buildings, as fast as occasion to rebuild arises. The vocation of the farmer, which is so admirably adapted for rearing industrious, and therefore self-supporting, children, must not become offensive because of the want of school privileges. The generation now represented by the youth of Iowa corresponds in outward conditions to that from the Atlantic states which controlled the affairs of this nation—politically, educationally, professionally, and commercially—a half century ago, and to the generation, reared in the states bordering the Alleghanies, which is now in

control. The children of the Mississippi valley will be in command in turn, and they, like their predecessors, will be the sons of the first progressive, ambitious generation. They will have been bred, born, and reared amid industrious and hopeful surroundings; and in the future, as in the past, a goodly percentage will be from the rural districts. It should be the privilege of the general assembly to make the best possible provision for the development of the intellectual resources of Iowa, which have never been equaled by any generation, and are not likely soon to be excelled.

In this and kindred matters economy is not the synonym for statesmanship. With a central graded school in each township, and with a superintendent of these schools at such a salary as will command the best talent in the market, to be selected by a board in the same manner as city superintendents are chosen, and the employment of a corps of matured teachers, a fair proportion of whom should be men, would wonderfully augment the effectiveness of our educational system, and insure the retention in the schools of our boys as well as our girls.

NORMAL SCHOOLS.

The foregoing observations naturally lead to the question of normal schools. Iowa possesses one such institution under state control and management. This has facilities to reasonably accommodate six hundred pupils. During the last year the attendance has averaged over one thousand. A better class of students never congregated. They are not sent to the State Normal school in the fond hope that they may develop into something, at some time, but they come voluntarily and many of them at their own expense, with the settled purpose to make men and women of themselves, to take their places in the battle of life, and to bear their share of the world's burdens. The school is grossly overcrowded. I do not believe its capacity ought to be materially increased. There is a limit in number over which an instructor can exercise a personal influence. Until character is firmly established, and the bent of attainment and desire well fixed, the best results have ever been accomplished by comparatively small institutions, even when the equipment has been below the standard. Afterwards, the great university, with its thousands of students, has its place. From seven to eight

hundred pupils is, in my opinion, the maximum for any one normal school. I should be glad to see a state normal established on each of the great trunk railways of Iowa. I think it would be better to locate them thus than to follow geographical divisions, for the reason that distance is not so important a factor as accessibility. It is frequently more difficult to compass thirty miles north and south than to cross the state from east to west. There are quite a number of localities ready, and anxious, to make to the state donation of spacious grounds and suitable buildings, already erected, adequate for a school with an attendance of from two to five hundred. Other communities are willing to donate grounds and subscribe the needed money to build. I think it would be both wise and prudent for the general assembly at this session to locate at least four normal schools. Forty or fifty thousand dollars in property can be secured as a donation with each school thus located. This would equal an appropriation of two hundred thousand dollars. It would cost less to put these schools in operation than to build the equivalent in additions to the existing plant, and be much more advantageous to the patrons than one gigantic institution, where student influences are quite liable to overbalance that of teachers and instructors. Five normal schools will not be an oversupply for Iowa. Massachusetts has ten; New York twelve; Pennsylvania thirteen; Wisconsin, with a less population than Iowa already maintains seven; while Minnesota and Missouri each has four; and Illinois is building her fifth.

In the absence of some affirmative legislation looking to the speedy establishment of more normal schools under state control, I think some encouragement should be extended to private and denominational colleges that are now maintaining, or that may elect to maintain, a normal department the equivalent in grade to that established by the state. What Iowa needs is educated teachers. This she ought to provide for by furnishing the requisite facilities for educating and training them. But, so long as the state fails to do this, she ought to reward the enterprise and philanthropy that seek to meet the demand. I see no reason why the board of educational examiners may not be safely empowered to prescribe a course of study, and professional training, which, if adopted and carried out in private schools, shall entitle the graduates therefrom to the same official recognition, and to the same class of diploma

and certificate, as are accorded those who complete the same course in the one school maintained by the state. Why compel the prospective teacher, from lack of accommodations in state normals, to attend a school maintained by private enterprise, and then deny equal advantages for the equivalent in training and education? At present the few teachers who are educated in our one normal school, as well as the graduates from the various colleges of the state who choose teaching as a profession, are eagerly sought and employed by town and city boards. My contention is that the rural districts require, and are entitled to the services of, as good teachers as towns and cities. If this demand shall be even partially met, increased facilities of some kind are imperative.

STATE UNIVERSITY.

The general assembly will, of course, carefully examine the report and recommendations of the board of regents of the State University. Here increased appropriations are also asked, and are much needed. I think it can be safely said that no university has ever accomplished more with such limited means. Certainly, no money has been squandered, and the results have been phenomenal. In view of the existence of a large number of denominational institutions in the state, most of them furnishing excellent opportunities for the acquisition of what may be called a collegiate education, it would seem to me unwise to leave our State university a university in name only, but a college in fact. Professional departments do not differentiate a college and a university. The state should provide that which private enterprise and philanthropy do not. The State university should be made the center around which all public and denominational schools and colleges should cluster, and it should be able to furnish the graduates from all these institutions university advantages. The people of Iowa are prepared, in my opinion, to welcome a new era of university influence. This can be brought about only by a more liberal policy, which will be found conservatively outlined in the report of the board of regents.

The Twenty-sixth General Assembly directed the levy of a special tax of one-tenth of one mill per annum for five years for the improvement fund of the University. The Twenty-seventh General Assembly continued this tax for one year. This enabled the board of regents to act intelligently and with full

knowledge of the amount to be realized from the appropriation. The result is a much needed collegiate building, which, when completed, would be an honor to any educational institution in the United States. I think this special tax can be safely continued for an additional five years. Lest it appear excessive, it may be well to know that even with this special appropriation the University of Iowa is not being dealt with very liberally. The present income of this institution can be doubled and still be below the average of similar institutions in other states. Nebraska expends annually over \$280,000 in support of its university; Minnesota and Illinois each expends over \$350,000; Wisconsin over \$400,000; and Michigan over \$500,000; while the annual income of the State University of Iowa is \$150,038. Iowa cannot compete with other states without fearlessly meeting the conditions.

COLLEGE OF AGRICULTURE AND MECHANIC ARTS.

From information received from the highest authority, I am convinced that the College of Agriculture and Mechanic Arts of Iowa comes nearer conforming to the purposes contemplated in the act of congress, appropriating land in aid thereof, than any similar institution in the United States. It is not easy to overestimate its value to the state and nation. The art of farming is quite well understood, and practiced, but the science of agriculture is yet in its infancy. Modern invention has revolutionized methods, but it has not modified or affected the philosophy of animal or plant life. There are thousands of men in the state who have learned from observation and experience how to feed a steer, or a pig, so as to produce beef and pork at a profit of from ten to twenty-five per cent; a somewhat less number have learned in similar ways to feed a cow so as to produce milk and butter at a profit of from twenty to fifty per cent; but there are comparatively few who scientifically understand the essential elements required for the production of bone, and muscle, and fat. and milk and butter; and fewer still who know how to feed the rich soils of Iowa so as to afford 100 per cent of profit on the cost of fertilization.

Within the century the older mothers of the neighborhood prescribed traditional remedies for all the more common maladies of our race; while ailments of stock were treated by ubiquitous and untutored jacks-of-all-trades, who, for instance,

administered chunks of salt pork covered with soot to replace a supposed lost cud. Now both are placed in the care of men skilled in their profession and educated in schools for their special preparation. But while diseases of men and beasts are being studied, and adequate remedies provided, who even professes to understand the pathology of plants? and who is prepared to treat scientifically diseased crops or diseased lands? These subjects are all taught and practically demonstrated at our College of Agriculture and Mechanic Arts.

The future of agriculture—therefore the future of Iowa—is most promising. A quarter of a century hence, and possibly in less time than that, the population of the United States will be sufficient to consume the present annual product of our farms. Our lands in the meantime will have materially appreciated in value; a more diversified system of agriculture will have been adopted, and the productiveness of our 56,000 square miles of land will, at least should, be increased fifty per cent. This can be accomplished only by a careful study of soils, of plant-life, and of animal husbandry, and by putting the scientific knowledge thus acquired into practical operation. Theory is not always practical, but truth is. Whatever is practical is philosophically correct, and whatever is scientifically true must of necessity be practical. An experiment station is maintained at our College of Agriculture and Mechanic Arts, where theories are put to practical tests, and the results are published for the information of the farmers of our state; thus benefiting not only the pupils, but all who will take the trouble to read the bulletins.

It was the avowed intent of Mr. Morrill, the originator of the measure, and of all friends of the grant of lands in aid of this institution, to establish a school for the special preparation of men and women for industrial pursuits. The departments of civil, mining, electrical, and mechanical engineering, and many others similarly practical, evidence the good faith purpose of trustees and all connected with the institution, to make it what its name implies—a college, not only of agriculture, but of mechanic arts as well. All departments related to industrial pursuits demand and deserve favorable consideration by the general assembly.

I doubt the wisdom of duplicating unnecessarily the departments of our three great educational institutions. They should be in no sense rivals. The university should not be a school

of polytechnics, but in fact a university. The normal schools, assuming we must have more than one, should not be colleges of liberal arts, and neither the University nor the College of Agriculture and Mechanic Arts has place or room for chairs of pedagogy. Let the special field of each be kept distinct, and each perfected by liberal appropriations. Then all shall know where the object of their quest can be obtained, and the state will be able to furnish as good as the market affords.

I think the recommendations of the board of trustees are conservative, and that a special tax of one-tenth of a mill per annum for five years for improvements can be safely granted. I have no question as to the wisdom of a special tax of three-tenths of a mill for purposes of advanced education. One-tenth of a mill each for Normal schools, for the University, and for the College of Agriculture and Mechanic Arts, will place these schools in greatly improved condition at the end of five years, and will avoid appropriations in anticipation of revenues. This will annually yield something over \$50,000 for each, and will impose a tax of only 42 cents per annum upon the average quarter-section of land. The effect is the same as repeated annual appropriations of a like amount, but is preferable for the reason that it enables the regents and trustees to act intelligently. Knowing what can be relied upon, permanent plans can be formulated with the certainty of consummation. Nothing worthy of Iowa can be accomplished so long as the executive officers of these institutions are left in doubt regarding the future policy of the state.

This recommendation need not prevent some considerable reduction in the aggregate annual levy. The proposition simply contemplates the establishment, so far as it is possible for one general assembly so to do, of a policy that shall insure permanent improvements and avoid large appropriations to be raised or expended in any single year.

LAKE-BEDS.

At the time of the original survey of the lands of this state, quite a large number of shallow lakes and ponds were meandered, and the field-notes and the reports of the surveyors were made to show the location of these bodies of water. The wet and overflowed lands, as distinguished from meandered lakes, were actually surveyed, and were also appropriately designated. These swamp and overflowed lands were

granted, by an act of congress, to the state, and the legislature gave them, in turn, to the several counties in which they were situated. The meandered lakes, except in a few special cases, have never been the subject of state or congressional legislation. It is conceded, I think, that, as long as they remain lakes, they are subject to the exclusive jurisdiction of the state of Iowa. They are, in fact and admittedly, the property of the state. A number of these bodies of water, which were, at the time of the original survey, meandered and platted as lakes, have since become dry; some from natural causes, and some have been drained. Others are in process of drying out, and will doubtless at an early date become arable land. Considerable litigation has already occurred over the title to some of these lake beds, and much more is in contemplation. Many of the counties of the state in which swamp lands were situated transferred the same by blanket conveyances to land companies or individuals. These transfers were usually for little more than a nominal consideration, and it was evidently never intended to convey lands which had not been surveyed—which, so far as the state was concerned, did not exist. These meandered lakes were never considered in computing the land area of the state. The purchasers from these counties have, probably in every instance, received the full complement of lands intended to be conveyed, and no further equity exists. In some instances, counties have subsequently quitclaimed certain meandered lakes to private individuals or syndicates; but never having title thereto, and never having claimed title, none has passed, and no equity has thus been created. The holders of these quitclaims—I dare not call them purchasers, for they have never purchased; nor grantees, for nothing has been granted—have gone into the enterprise as a speculation; and while no criticism attaches to the transaction no sympathy should follow a failure to get something for nothing. To the end that the temptation to speculate in these lake-beds may be removed, and the property of the state conserved, I recommend that a legislative grant be made of all the lake-beds that have, or that may hereafter, become dry, either to the State University or to the State College of Agriculture and Mechanic Arts; or perhaps better still to both these institutions jointly; and that a commission be appointed to make selection from time to time, and report

the same to the executive council for confirmation, under such provisions for hearing and appeal as may be deemed wise in the premises.

Iowa is not possessed of a surplus of water surface, and all the ponds and lakes capable thereof ought to be preserved, and the commission should designate these in its report. All others should be made arable as speedily as practicable, and our educational institutions may be, I think, wisely made the beneficiaries of the fund available therefrom. I have no very accurate information of the extent of these lands, but from estimates, more or less reliable, I am of the opinion they will yield several hundred thousand dollars in the near future.

It should be made the duty of the attorney-general to prosecute or defend any suits necessary to the enjoyment of the grant by these institutions, for it must be borne in mind that the counties wherein the same are situated occasionally make claim thereto; in other instances title is predicated on quitclaims; and squatters claim some under the homestead acts; while adjacent land-owners in yet other instances claim them as accretions. A test case can be made to determine all these questions, and at nominal expense.

PARDONS.

It has been the custom for some years to release convicts, confined in our penitentiaries, upon parole, conditioned that they scrupulously absent themselves from saloons and places where intoxicating liquors are kept or sold, and in all respects demean themselves as worthy citizens. If the party violates these conditions, he is rearrested and returned to the penitentiary to serve the balance of his term. In the last ten years 664 suspensions of sentence for felony have been granted, and 269 for minor offenses. Of these only fifty-three have been revoked. Doubtless some more of the released convicts have resumed vicious practices without having been detected. A large percentage, however, have been restored to lives of usefulness, and the dignity of the law has in no measure suffered violence. I think the plan should be encouraged by express statutory provision, and I recommend, in case the offender violates the terms of his parole, that he be made to forfeit the good time he may have earned prior to his release.

Not only is exercise essential to life and happiness, but labor as distinguished from exercise is likewise necessary. Confined idleness tends strongly to insanity, as the records of all penitentiaries clearly prove. For the state to deny to the incarcerated the benefits and inspiration of cheerful, invigorating, productive labor, of some kind, is actually cruel. This being conceded, the problem becomes perplexing. Few, if indeed any, will favor placing the product of convict labor in competition with free labor. If, therefore, a system of parole can be safely inaugurated, and the released convict compelled to go to work at some respectable calling and continue thereat, and be required also to save some of his earnings, or give satisfactory reason for failure so to do, and to make regular reports of his doings, the amount of wages earned, and his expenditures thereof, and how he has invested his savings, the expense of his maintenance in the penitentiary will be saved to the state, the wealth of the world will be increased by the added product of his toil, and, better than all, the actual reformation of the convict will be effected. There is no safeguard against vicious practices equal to industrious and economical habits. When satisfactory evidence of merit is furnished by a record of honorable conduct, a full pardon should be granted, and the convict be restored to citizenship. There is a large number of inmates of the penitentiaries to-day, who can be safely paroled under such a system; and convictions are had every month of young men, who have heretofore borne favorable reputations, but who through idleness have drifted into bad company and evil habits. The arrest, the indictment, the trial, the shame, and the disgrace incident to conviction are frequently sufficient to effect a reformation, but under the present system a term in the penitentiary seems unavoidable. A suspension of sentence by the governor upon the recommendation of the trial judge, under conditions above indicated, should, I think, be authorized, and actual incarceration in many cases thereby averted. The most dreaded ordeal of the repentant convict must of necessity be the actual entrance within the walls of the penitentiary. The suspension of this can but be a great incentive to reform. In addition, it would afford public recognition that honorable surroundings and virtuous antecedents are worth something, even to a prisoner at the bar, and that previous good character will receive favorable consideration from the same bench that pronounces sentence. There however, are classes of crimes, especially larceny, robbery,

and burglary, the deliberate and habitual perpetrator of which should be kept in prolonged if not perpetual confinement. I see no reason why the maximum punishment in this class of cases should not be materially increased, and the limit universally imposed for second offenses, subject always to parole, and the constitutional exercise of executive clemency, upon satisfactory evidence of merit. Such a policy would present the alternative of permanent reformation or constant incarceration. In other words, the system of indeterminate sentence, as practiced in some states, impresses me as favorable and advantageous. The statute should not attempt to cover every detail of the parole conditions, but should leave much to the sound discretion of the chief executive, and subject to such modifications from time to time as experience might suggest.

INDUSTRIAL SCHOOLS.

In this connection, I recommend that the governor be authorized to release at his discretion, and upon the recommendation of the board of control, any inmate of either of the industrial schools, and that all persons confined in these institutions, male or female, be discharged upon attaining their majority.

MILITARY.

On the 25th day of April, 1898, the president of the United States made a requisition on Iowa for three regiments of infantry, and two light batteries of artillery, for service in the Spanish war. This order was subsequently modified to include four regiments of infantry, and the call for artillery was revoked. Afterwards a second requisition was made to increase the regiments from 834 to 1,336 enlisted men, and two light batteries of artillery were again included. Under these several calls, four organizations, numbered consecutively the Forty-ninth, Fiftieth, Fifty-first, and Fifty-second regiments of Iowa volunteer infantry, consisting of 216 commissioned officers and 3,120 enlisted men, and two light batteries of artillery, consisting of six commissioned officers and 220 enlisted men, were mustered into the service of the United States. The two batteries were subsequently discharged before leaving the state. The Forty-ninth regiment was sent first to Jacksonville, Fla., and thereafter to Cuba, where it did service during the winter of 1898-9, and was discharged at Savannah, Ga., on the 13th day of May, 1899. The Fiftieth

regiment was first ordered to Jacksonville, Fla., where it remained in camp for several months, when it was returned and mustered out at Camp McKinley, Des Moines, on the 30th day of November, 1898. The Fifty-first regiment was ordered into camp at San Francisco, Cal., where it remained some months. It was then conveyed to the Philippine Islands, where it rendered active service in suppressing Aguinaldo's insurrection, and was returned to San Francisco, Cal., and there discharged on the 2d day of November, 1899. The Fifty-second regiment was sent to Chickamauga, and there remained in camp until the 28th day of August, 1898, when it was returned to Camp McKinley, Des Moines, and discharged on the 30th day of October, 1898. The losses by death sustained by these regiments were as follows: The Forty-ninth regiment lost 54 men; the Fiftieth regiment lost 32 men; the Fifty-first regiment lost 41 men; and the Fifty-second regiment lost 36 men; total loss by death, 163. Words of highest praise of the troops furnished by our state have been heard from many sources. Brigade and corps commanders have spoken of the regiments and of their officers in most commendatory terms, and the conduct of the men, both in camp and on the firing line, was ever gentlemanly, soldierlike, and heroic. Iowa's military record, of which she has been and is so justly proud, has not suffered by reason of anything that has occurred in connection with the service of the men who volunteered at the call of the president of the United States in 1898.

In anticipation of the declaration of war against Spain, the Twenty-seventh General Assembly, shortly before its adjournment, appropriated five hundred thousand dollars (\$500,000), to be paid on the requisition of the governor "in the defense of the state and in aid of the national government in case of war." Of this sum, \$149,484.01 was used in equipping and furnishing the troops hereinbefore referred to; in caring for the sick in hospitals at home and in distant camps; and in supplying comforts for the men while in the service. A detailed statement of these expenditures will be found in the report of the adjutant-general, to which your attention is respectfully directed.

In the expenditure of this money, a liberal construction was given to the language employed in the appropriation, and no request for supplies of any kind by officer or enlisted man, either in camp at Des Moines or while in the service, was ever

denied. In addition, the several colonels were authorized to make expenditures, in the interest of the men of their commands, at any time and to any amount, provided only that the same should be indorsed and recommended by the surgeon of the regiment, and properly approved vouchers filed therefor.

In this connection it is proper to say that several organizations of women within the state, notably the Red Cross and the Iowa Sanitary Commission, rendered very valuable services in caring for the sick. The government opened a hospital at Des Moines, which was operated jointly under its management and that of the state. To expedite matters and insure prompt and ample services on the part of nurses and physicians, the state primarily paid the bills connected therewith, first seeing that they were approved and indorsed by the federal officer in charge. Of the \$149,484.01 expended by the state, \$91,483.78 has been refunded by the general government. The balance is now pending as a claim before the department, but it will require additional congressional legislation to authorize the payment of some considerable number of the items.

Under the terms of the act of congress authorizing the organization of an army for service in the Spanish war, the Fifty-first Iowa was entitled to discharge upon the exchange of ratifications of the treaty of peace between Spain and the United States, which occurred on the 11th day of April, 1899. But at that time their services were needed in the Philippine islands, and both officers and men, with commendable patriotism, asked not to be discharged, as was their right, but continued voluntarily in the service until congress had made provision therefor, and a new army had been organized to take their place. In recognition of this service, a plan was devised to bring the members of this regiment from San Francisco, Cal., where they were discharged, to their homes, primarily at private expense, but in the expectation that the state would reimburse. In pursuance of this plan, an opportunity was tendered the banks of Iowa to contribute to the cause, and in this way the requisite amount, \$38,655.92, was secured, and transportation home was furnished each officer and enlisted man of the regiment. Vouchers for these expenditures, together with a list and schedule of the banks and private individuals who contributed the funds, are on file in the executive office, and may be there examined, or copies will be furnished, if it

shall be your pleasure. The other regiments, with equal bravery, with equal fortitude, and with equal patriotism, stood ready to go anywhere, at any time, and face any foe, but circumstances permitted their discharge within the limit of the time for which they were enlisted.

I recommend that the state make recognition of the patriotism manifested by the men of the Fifty-first regiment, in thus volunteering their services during the rainy season in a tropical climate, after they were entitled to their discharge under the terms of the act of congress which authorized their enlistment, and their consequent service in two wars, by reimbursing the several banks and private individuals who have so generously contributed; thereby, in fact, returning these sons of Iowa to their homes at the expense of the state.

Lest this may seem to show partiality for one regiment when all are equally worthy, I suggest that both the Fiftieth and Fifty-second regiments, while in camp at Des Moines shortly before their discharge, were granted a furlough, and the men were issued transportation to their homes and return at the expense of the state, and after muster-out transportation was again furnished both officers and men to their respective places of residence. I have assurances from the war department that travel-pay and ration allowance from Des Moines to their homes will yet be paid the members of these regiments. The Forty-ninth is the only regiment for which no gratuitous transportation was furnished after it was mustered into the service of the United States. If now paid what it would have cost the state to return them from Savannah, Ga., where discharged, to their homes, it would afford an evidence of appreciation of valuable services rendered beyond the United States.

IOWA NATIONAL GUARD.

The experience of the last two years has demonstrated the wisdom of some modification in our national guard laws. Under the call made in 1898, the four regiments of the Iowa National guard were transferred to the United States service under their then existing organizations. This left two brigadier-generals and their staff officers unprovided for. These offices should, I think, be abolished. Otherwise, whoever is advanced to the highest position in the guard will be left at home whenever the

president makes requisition upon the state for regimental organizations.

No better regiments were probably ever mustered than the four contributed by Iowa to the Spanish war. At least two of the colonels were referred to, by different generals of high rank in the regular army, as the best volunteer officers they had ever seen. I have always insisted, and still believe, that if they could have been promptly sent to the front, in view of the training they had previously received, they would have made a record worthy of like organizations in the regular army. The discipline manifested in camp life, as well as the fortitude displayed during all the ordeals through which these several regiments passed, justifies the highest esteem for both officers and men. Nevertheless, they were without military reputation at the time the earlier brigades and corps were being formed, and were therefore left in camp while other regiments with experienced officers were selected for service. No corps, division, or brigade commander will ever choose a regiment with an unknown colonel, so long as he can make selection of officers who have had actual experience, or professional military training.

The government, at no small expense, maintains a military academy at West Point for the express purpose of training men for service in the army. Either this school is a failure, or it is serviceable; and if the latter, then graduates therefrom may be safely presumed to be better qualified to command a regiment than men fresh from civil life. Iowa has never been slow to keep her full quota of cadets in this school; and the young men who are able to obtain admission thereto are not drones or weaklings, neither do they lose their citizenship by service in the regular army. I see no valid reason why Iowa should cease to respect, or fail to make use of, her specially trained sons to command her troops in case of war. I therefore recommend that the office of colonel be left vacant, to be filled by appointment in case of transfer to the United States service, or that a new election be ordered in case of a requisition from the president, and that the regiment be restricted by statute in its selection of a colonel to a graduate from the government school at West Point, or to an experienced field officer

of a previous war. This should not be understood as a criticism of the officers who have so efficiently commanded the regiments recently furnished. It is not so intended. The proposition simply suggests the choice between sending a regiment forward under the command of an officer who is known to have had military training, and sending it under one of unknown ability.

Very few volunteer regiments in the recent war were given an opportunity to distinguish themselves; and, in each instance, I think, these more fortunate organizations were under the command of men who had previously served the government in other relations, and who were known to possess distinguishing qualifications. Camp duty is the most dangerous detail that a regiment can have. As an illustration of this, the Fifty-first Iowa remained in San Francisco, supposedly the most healthful and invigorating climate in the world, for five months and lost twenty-nine men. It then went to the front, spent the rainy season in the tropics, forcing jungles and wading swamps and bayous, fought in fifteen battles, and in twelve months lost twelve men.

I prefer to see subsequent regiments from this state, should other wars ensue, serve on the firing-line, under the command of sons of Iowa who have been educated at West Point, or who have seen actual service as field officers, rather than have them languish in camps, and I know of no plan to insure the consummation of this wish other than the one suggested.

DISEASED CATTLE.

Some years ago the government effectually eradicated pleuro-pneumonia among cattle. This was not accomplished, however, without much apparent loss to the owners of stock, but the result inured greatly to their benefit. More recent investigation has demonstrated the presence, to some considerable extent, of tuberculosis among all grades and conditions of cattle in this as well as in foreign countries. Some students of the disease insist that its eradication would successfully check the ravages of consumption in the human family. It is but natural, however, that others repudiate and scoff at these voices of warning. The disease is admittedly deceptive. Outward appearances seldom give any indication of its presence.

Only in severe cases is the meat so affected as to render it unfit for food. Recently, a herd belonging to the state and kept at one of our institutions was examined, and twenty-four out of thirty-eight gave evidence of disease, and were ordered killed. Out of this number, the government inspector, after examining the carcasses, condemned thirteen as wholly unfit for purposes other than the manufacture of fertilizers. Not long ago one of the principal packers of the country purchased a carload of apparently healthy steers, which bore no outward indications of disease, but when they were slaughtered the inspector condemned eleven of the carload to the fertilizer tank. Some quite startling results have followed the feeding of milk from cows affected with tuberculosis to pigs, and the injection of it into the veins of rodents. I have the promise that an extended series of experimentation along these and kindred lines will be prosecuted at the College of Agriculture and Mechanic Arts during the current biennial period. Until it shall be demonstrated that the offspring of cows thus affected is likely also to be diseased, I am not ready to advise the slaughter of breeding stock, at least of beef herds. I do, however, believe it not only wise but very important that the sale of milk from cows affected with tuberculosis be prohibited by statute, and adequate penalties provided for its violation. Whatever risks one may be willing to take himself in the use of untested milk, certainly none should hesitate to protect unsuspecting families and helpless children. Provision should be made, I think, for the annual examination of all cows from which milk is sold or offered for sale. A moderate fee should be fixed by statute for such examination. I think provision should also be made for the preservation, under quarantine regulations, of such animals as may be required for scientific experimentation. The effect of the disease upon milk products and the danger from contagion and infection must be speedily and scientifically demonstrated so that future general assemblies may act intelligently. In the meantime, the public should be protected from what is now claimed to be a very fruitful source of disease.

The frequent and constantly increasing demand for the services of the state veterinary surgeon suggests the wisdom of providing permanent quarters for this officer at the state house

I therefore recommend that he be permanently located in connection with the board of health, and that requests for his services be directed to that department. It is probable no additional clerk hire would be occasioned, and the needs of the public would be much better served.

FISH AND GAME WARDEN.

The report of the fish and game warden is worthy of your perusal, and his recommendations should receive consideration. Formerly the state expended considerable money in the propagation of different species of game fish. This has been largely superseded by a resort to natural sources of supply. There is a large number of bayous along the Mississippi river, which fill at certain seasons of the year, and as the water recedes the outlets are closed and the bayous are left swarming with game fish, from a pound or more in weight to the smallest fry. The state warden has, during the last few years, seined from these bayous an estimate of 4,000,000 of these fish, which have been transported in a car constructed for the purpose, and placed in various streams, lakes, and ponds in different parts of the state. Many of these were large enough to take the hook. The supply is inexhaustible, and affords a much cheaper and a more effective method of stocking the waters of the state than propagating in the old way. The fish, if not seined out, perish during the winter, and notwithstanding the large number taken tons of them decay every spring on the banks of these bayous. Additional facilities for transporting these fish ought to be provided, and the biennial appropriation should be increased sufficiently to save to the state a considerable portion of this annual loss, the value of which it is impossible to estimate. The railroads, or at least many of them, generously offer free transportation for these fish when they are enroute for waters along their respective lines.

In view of the fact that the supply of these fish is so extensive, I think it would be safe to lodge with the fish and game warden authority to dispose of any surplus not required for our waters to other states, or to private individuals, thereby preserving a large quantity of wholesome food and at the same time affording some slight revenue.

Some modification of our laws for the protection of both fish and game ought also to be made. At present there is no provision for any compensation or salary for deputy wardens and they are without authority to make arrests. I recommend that these deputies receive in full for their services an amount equal to one-half of the fines imposed under prosecutions instituted by them; and I suggest, also, the wisdom of clothing both the warden and his deputies with the authority of peace officers while in discharge of their official duties. The deputies, I think, should be required to give bond and make report of their doings to the warden. An amount equal to one-half of the fines imposed under prosecutions instituted at the instance of the warden himself might, also, I think, safely go to swell the sum of the appropriation for his office, to be used under his discretion and accounted for.

For the better preservation of the quail, in this state, I recommend that their destruction by any method be prohibited at all times when there is snow on the ground. Such a provision added to the present law would protect these choice birds from wholesale slaughter. I further recommend that the sale of quail during the closed season be prohibited, as absolutely essential to the enforcement of the present law.

Some of our adjoining states exact a license fee from non-resident hunters. This has resulted in some of our citizens, who own land in adjoining states, being arrested and fined for shooting upon their own inclosures, even during the open season, and simply because they were nonresidents; while, at the same time, any person was permitted to hunt, without restriction, anywhere in Iowa. I recommend that the game within this state be protected against nonresident hunters by the imposition of penalties similar to those which confront our citizens when they seek shooting grounds beyond state lines.

I further recommend that seining from that portion of the Mississippi river under Iowa jurisdiction be prohibited at all seasons. Sister states have protected the fish in the waters to the eastward of the center of the channel by similar legislation, and a spirit of reciprocity would seem to dictate a like course by the legislature of this state.

MONUMENTS.

On the 6th and 7th of April, 1862, a tremendous battle was fought near the Tennessee river, at a log church that was called

the Shiloh meeting-house. At that time Iowa had fifteen infantry regiments at the front. Eleven of these participated in this battle; and it is generally conceded that the Iowa troops, by their heroic stand at what the rebels called "The Hornets' Nest," saved the federal army from destruction and overthrow. The severity of this battle may be judged of by the fact that the Union army lost, in killed, wounded and missing, 13,047 men, of which 2,409 were from this state, 33 per cent of the combined Iowa forces participating. General Beauregard marched 40,000 men into that battle on the 6th, but returned to the encounter on the morning of the 7th with his remnant of 20,000. So says Grant in his Memoirs. The government has purchased this battle field for a national military park; and officially appointed representatives of the several Iowa organizations that took part in the engagement have located the position of their respective regiments.

The government has also established a national military park and cemetery on the grounds where the important battle of Chattanooga was fought, in which ten Iowa regiments took an active part, and where nearly 400 members of these organizations were either killed or wounded. The positions of these several regiments have also been located and temporarily marked by a commission appointed for the purpose.

Other states have erected, or have in process of construction, appropriate monuments both at Shiloh and Chattanooga, commemorative of the bravery and heroism of their soldiery. Iowa should speedily do the same. In these heroic times, the sentiment of the state will, I think, indorse as liberal appropriations as have been made by other states.

In this connection, it may not be out of place to urge upon your attention the fact that the government has also made provision for a national park at Vicksburg, and the ground embraced within that memorable siege and battle field is being purchased. I recommend that a commission be authorized to locate the position of the thirty-one regiments from Iowa which sustained the honor of the state, and the integrity of the nation, in that decisive conflict, and that an appropriation be made sufficient to pay their actual expenses, to the end that at the proper time suitable memorials may be there erected also.

HISTORICAL DEPARTMENT.

The executive council and the curator of the historical department of the state, in obedience to provision made therefor by the Twenty-sixth and Twenty-seventh General Assemblies, purchased, during the period, a site and have erected thereon a memorial, historical, and art building. The lots selected are directly northeast of the capitol square. The building is fireproof, constructed of limestone from the quarries of this state, with a base course at the frost line of Iowa granite, and finished and ornamented with Iowa marble. It is so built that it can be readily enlarged whenever required to meet the growing demands of the department. The contracts were conservative, and it was confidently expected the building could be completed within the appropriation, but unexpected delays necessitated the continued employment of the superintendent beyond the period at first contemplated. This increase, together with the expenses of laying the corner-stone and some other minor matters and slight internal changes, will call for an expenditure exceeding the appropriation by from \$200 to \$500. In addition, it has been recommended that a portion of the rooms be painted and decorated, which will cost \$1,000 or \$1,500. I recommend an appropriation of \$2,500, or so much thereof as may be necessary to complete the structure in a desirable and presentable manner. The building will be ready for occupation within a very brief time, when the curator will vacate the rooms he now occupies in the basement of the capitol, and take possession of this new structure, where he will be able to display his interesting collection in such manner as to be of service to the public, and where it will invite valuable donations from both public and private sources. It is probable that some furniture, cases, etc., will be needed, for which, and to cover the cost of removing the collection, I recommend a small appropriation. There should also be a limited addition to the annual allowance for help in the department.

PURCHASE OF MORE GROUND FOR THE STATE.

When the present capitol was built, it was believed to be as commodious as the needs of the state would ever require. It has now been occupied sixteen years, and several of the departments are seriously congested. An arsenal is needed for the accommodation of the adjutant-general's department.

Storage of quartermaster supplies is now provided in a building rented for the purpose. It was found necessary to locate the board of control in committee rooms back of the senate chamber, which cannot well be spared from their designed use during the session of the general assembly. A warehouse, for the storage and proper distribution and reshipment of supplies for the various institutions under the management of the board of control, is much needed, and should be provided at an early date. A new building for the memorial, historical, and art department has been erected, and partitions and changes in various offices have been found imperative to make room for the several departments connected with the state government. Evidently additional buildings will be needed in the near future, and these, when erected, should be fireproof, and of substantial and presentable architecture, and should be so located as to improve and add dignity to the present capitol.

I recommend that the two blocks directly north of the capitol grounds be immediately purchased, or obtained under condemnation proceedings. Nothing will be saved by delay, and the erection of substantial buildings by the owners upon this property may materially add to the expense. Location of public buildings is a matter of prime importance, and I think it will be conceded that these two blocks are very desirable. No location is too good for Iowa, and none but the best should be considered.

FREE SCHOOL LIBRARIES.

As directed by joint resolution of the Twenty-seventh General Assembly, the superintendent of public instruction has carefully investigated the question of free school libraries. His conclusions will be found in the biennial report of his office, to which your attention is respectfully directed.

The question involved is of great importance. The young are quite liable to fall into the harmful habit of reading everything of a light, trivial, and frivolous character that comes within their reach, or the somewhat greater danger of reading nothing. The fact that one may read too much, or that the character of his reading may not be of the best, should not deter you from making such provision as in your judgment will place an abundance of good literature in easy access of all the people of this commonwealth.

BUREAU OF LABOR STATISTICS

A bureau of labor statistics was created by the Twentieth General Assembly, which was placed under the control of a commissioner appointed by the governor. The duties imposed by the statute are numerous and complicated. No authority, however, is given the commissioner to interfere in any manner with controversies that may arise between employers and employes, or to indulge a sound discretion in any particular. The office is purely clerical, and the annual appropriations have never been sufficient to secure reliable data so as to render the biennial reports of any material service to the cause of labor, or to students of economic questions. The bureau, I think, should be abolished or modified. I recommend the latter. Instead of being simply a bureau of labor statistics, why not make it cover statistics generally, which would include everything affecting labor, and many other interests as well? The commissioner should be appointed, subject to confirmation by the senate, or other means provided to render the tenure of office somewhat more assured. Only in this way can the services of a scientifically educated and trained statistician be obtained. There is much information contained in existing reports, and vastly more available from other sources, which, if properly compiled and tabulated, would be of great value to the people of our state. It might not be feasible to cover each important item biennially, but an annual report should be published embracing a number of subjects; then, if sufficient discretion be given, in a few years there will be, within easy access of every student of economics, what can now be obtained only by a research extending over several decades and through innumerable volumes of musty records. Much new matter, in addition, can be collected from sources not now available and presented in inviting and comprehensive form. No subject more than statistics demands special skill and training. General intelligence, knowledge of many subjects, or a conscientious effort to do well is not enough. To make the bureau of value it must be placed in the hands of an expert statistician.

BUILDING AND LOAN ASSOCIATIONS.

Insufficient protection for the people of our state, against reckless investments by nonresident building and loan associations, is now afforded by our laws. Instances have repeatedly been brought to my attention where the holders of stock in these foreign associations, have paid all their contracts require, and thereafter assessments have been made of more than 25 per cent of the withdrawal value. I think it would be well to safeguard our people by somewhat more advanced legislation on the subject.

There is now no provision for winding up the affairs of a solvent building and loan association, which may, for any reason, desire to go into voluntary liquidation. If a company be compelled to close out its business in detail, and in the order in which it was acquired, when there is no longer the incentive to economy which existed when the enterprise was launched, the assets of the company will be exhausted long before the last share of stock matures.

It is not unlikely that existing associations may find it convenient and desirable to transfer their liabilities and assets to other companies, and provision therefor can be, I think, safely and advantageously made.

LINSEED OIL.

I recommend a modification of chapter 52, acts of the Twenty-seventh General Assembly, being "an act to prevent the adulteration of, and deception in, the sale of linseed and flaxseed oil, and to regulate the sale thereof." It is difficult to obtain evidence sufficient to justify prosecutions under this chapter, for the reason that the only prohibition is couched in the clause forbidding the sale of compounds or adulterations "under the name or description contained in the words 'linseed oil' or 'flaxseed oil.'" If the vendors of paint oils were required to attach a label to the receptacle in which the oil is delivered to the purchaser, designating the article sold as "pure flaxseed oil" or "compound oil," as the case might be, the statute would be rendered much more effective. If the attempt is to be made to safeguard the purchaser against imposition, the statute should be sufficiently comprehensive to furnish adequate protection.

OIL INSPECTORS.

Some slight amendment should be made to section 2507 of the code, which has reference to the compensation and expenses of oil inspectors. The section reads as follows: "Should any inspector pay out more money in any one month for necessary expenses incurred, for prosecutions for the violation of the provisions of this chapter, or for necessary help in branding qarrels, than fees collected, such excess shall be refunded to him on his filing a sworn itemized statement with the governor, showing fees collected and expenses paid or incurred, which statement must be approved by the governor." It was evidently intended that the auditor should issue a warrant for such excess, but the statute does not so provide. A better plan, in my opinion, would be to authorize the inspectors to retain only their necessary expenses, and provide for the payment of their salaries based upon the amount of fees collected by warrants drawn by the auditor upon the certificate of such officer as may be charged with the responsibility of auditing the monthly report of the inspectors. This will insure the examination of these reports. As the law now stands, there is no statutory requirement of any official supervision, except in instances where the salary and fees exceed the amount collected.

EXPERT EXAMINATION OF BOOKS.

The statutes of the state contemplate an annual examination of the books of the various state offices and departments, but fail to provide a fund from which the services incident to such examination can be paid. At the beginning of the year 1899, competent accountants were employed and the books of the following offices carefully examined: Clerk of the executive council, secretary of state, auditor of state, clerk of the supreme court, attorney-general, adjutant-general, custodian, superintendent of public instruction, railroad commissioners, board of health, historical department, mine inspectors, pharmacy commission, dairy commissioner, commissioner of labor statistics, geological department, and library. The expense of these examinations amounted to \$550, which has not been paid for reasons above stated. As a matter of business protection, similar examinations ought to be made annually, and

should be provided for by necessary appropriations. The expense is small compared with the protection thereby afforded. I recommend an appropriation sufficient to pay the expense already incurred, and that authority be given the executive council to discharge similar bills in the future.

EXECUTIVE COUNCIL.

I recommend also that a reasonable discretion be given the executive council in some other matters. The statute now authorizes the purchase of office furniture and supplies, but requires the contract to be let to the lowest responsible bidder after due advertisement. This is impracticable in many instances. No state officer, nor all combined, can purchase so much as postage stamps, if the mandates of the statute be followed, without first advertising for bids; and the furniture and fixtures in the various offices cannot be repaired, for there is no fund from which to pay for the same. New typewriters, for instance, can be purchased, but those now owned by the state cannot be repaired. I recommend the appropriation of a limited amount to be used for miscellaneous purposes at the discretion of the executive council.

INSURANCE REPORT OF AUDITOR OF STATE.

The state auditor is required to make to the governor an annual report of all insurance companies operating in this state, setting forth a general summary of the business done and the financial condition of each. The statute expressly provides that this report shall be published in a single volume. This document is seldom sought except by insurance companies or persons engaged in that business. Life companies have no need for, nor do they desire, that part of the report relating to fire insurance; and persons interested in fire insurance care only for that portion which relates to their branch of the business. In practice, the companies obtain these reports, tear out and destroy the portion not desired, and have the balance rebound before sending to their agents, saving in postage thereby enough to pay the expense of rebinding. The number of reports authorized by law is insufficient to meet the demands of the public; but, if authority were granted to have at least a portion of the reports bound

separately, no additional expense of printing would be incurred; and the increased number of volumes thus occasioned would be sufficient to meet all demands.

BINDING REPORTS.

Section 125 of the code provides that 500 copies of the message, the inaugural address, and each of several enumerated reports shall be bound in cloth, and that all others, not included in volumes of "Iowa Documents," shall be bound in paper. At least a portion of the reports of the attorney-general, of the adjutant-general, of the board of control, and of the geological survey should be, I think, also bound in cloth. Discretion might be safely allowed the executive council in regard to others not enumerated. Permission might be also extended to have separately bound a limited number of the portions of the report of the board of control relating to the several institutions, to meet specific demands.

There is a strong probability of an unusual demand for the current report of the adjutant-general. The largest number which can be printed under the existing law is 4,000 copies. Under ordinary conditions this is enough. I recommend special provision for printing at this time 5,000 extra of the historical portion of this report, and that they be bound in cloth. This will enable the adjutant-general to furnish each of those who served in the volunteer army of the United States during the past biennium a permanently bound copy.

INTEREST ON EDUCATIONAL FUNDS.

By the terms of the federal grant of lands in aid of a college of agriculture and mechanic arts, the proceeds of these lands were made a perpetual fund, and the state is required to make good any losses, and is charged with an annual income thereon of not less than 5 per cent per annum. The statutes of the state require that this money shall be loaned upon mortgages bearing not less than 6 per cent interest. The unexampled prosperity of the country, and the incident surplus of capital, have rendered it impossible to obtain the rate of interest fixed by law, and there is now in the state treasury more than \$150,000 which the statutory restriction as to rates

renders it impossible to invest, and on which the state is paying 5 per cent under the provisions of the federal statute.

I recommend that permission be granted to invest all our educational funds at current rates of interest.

OFFICIAL BONDS

The question of official bonds impresses me as worthy of your consideration. The operation of guarantee companies within this state is authorized by law, and persons charged with the responsibility thereof are empowered to accept the obligation of these associations and companies. The facilities for obtaining surety, without asking individual friends, being thus within the reach of those elected to official position, renders it more embarrassing to pursue the course previously necessary. The bond of the treasurer of state is fixed by statute at \$300,000, and the minimum charge for this amount of indemnity by any reputable guarantee company would, until recently, have been \$1,100 per annum. The salary of the treasurer of state is fixed by statute at \$2,200 per annum, which is insufficient to justify such an expense. It follows that the friends of this officer must tender personal security which has a market value of \$1,100 per annum, and the treasurer is constrained to accept this gratuity solely because his salary will not justify his independence.

The Twenty-seventh General Assembly levied a special tax upon foreign insurance companies. The insurance companies paid to the treasurer of state over \$300,000 in pursuance of this law, pending suit to test the constitutionality of the act. Fortunately for the treasurer, the statute was sustained. If it had not been, as expressly stated in the opinion of the supreme court, the treasurer would have been liable upon his bond to the insurance companies from whom he had received this money for the full amount thereof. If he had refused to collect it, he would have been likewise liable to the state, and might have been impeached. It follows that the risk assumed is not predicated solely upon the question of dishonesty. I have instanced the case of the treasurer of state as an illustration of the hardship of requiring a public officer with a meager salary to pay for his own bond, and also to show that the utmost good faith may not in all cases avoid a liability.

I recommend that sureties upon official bonds be procured at the expense of the state, county, or municipality served. A maximum rate should be fixed, and this maximum which the public should be called upon to pay should be the minimum at which any reputable company will furnish a bond of like amount under the most favorable circumstances. Then, if the officer's previous record or the methods of his office be such as to require a higher rate, the fault is his own, and he should bear the additional burden. This may seem an extra charge upon the public, and might suggest at first blush an increase of defalcations. I think quite the opposite would be the result. These guarantee companies watch the conduct of those for whom they have become security much more closely than do individuals, and are far more exacting in many ways than neighbors and friends. This increased surveillance is worth all it costs the public.

TREASURER OF BOARD OF CONTROL.

It is the present practice to examine quarterly the accounts of the state treasurer with special reference to the funds belonging to the various institutions under the management of the board of control, as well as those connected with the general revenues. I think the recommendation of the treasurer of state that this should be made a statutory requirement is worthy of your consideration.

GOVERNOR'S SALARY.

The salary fixed by law for the chief executive of the state is now \$3,000. In addition, it has been customary for the general assembly to specially appropriate \$500 per annum for work on the executive council, and \$50 per month for room rent. This is manifestly below the necessary expenses of a family in the city of Des Moines maintained amid surroundings becoming the office. I question whether the people of the state would be satisfied to have their chief executive live in rooms that can be rented for \$50 per month. Most of the states of the United States have executive residences, furnished and maintained largely at state expense. If this shall not be the policy of Iowa, sufficient should be provided, I think, to pay the rent of a suitable residence.

The judges of the supreme court and the attorney-general each receive \$4,000 per annum, and by common consent are excused from many demands legitimately made upon the time and resources of the chief executive. Most of these officers reside outside of the capital city, where they can live much cheaper and give at least some little attention to private affairs. The board of regents found it impossible to obtain a president for the State University, of recognized ability and standing in his profession, for less than \$6,000 per annum, with the tacit understanding that it should be increased within a limited period to equal the salary paid by most other states for similar services. The salary of the chief executive of Iowa is far below that paid in most of the states. One prosperous commonwealth, however, until recently paid only \$1,000 per annum, and relied upon men of immense wealth to fill the office; and while there has been no dearth of candidates a large number of competent men were necessarily barred from aspiring to such honors.

I recommend that the salary of the chief executive of Iowa be increased, and that such provision for a suitable residence be made as may seem to comport with the dignity of the state. This increase of salary, however, should begin January 1, 1902. It would be inappropriate to increase the salary of any officer during the term of office for which he has been elected; and if that were done in this instance the present incumbent would not accept the same.

PRIZE FIGHTING.

There is at present a statute prohibiting what is called "prize fights," but the language employed is not sufficiently comprehensive to be effective. In order to be brought under the purview of the inhibition, the contest must be for a prize, and the winner must receive more than the loser, else there is no prize. In practice, the law is evaded by designating the fight as a contest of a limited number of rounds (no matter how many), and a written contract that the participants shall receive equal or stipulated sums in no manner made to depend upon results. Then the actual terms are arranged on the side. The statute should forbid contests where physical injury, pain, or exhaustion is manifestly involved and contemplated.

I recommend that the brutal practice be either effectually suppressed on Iowa soil, or that the present inefficient statute be repealed. Of course, I prefer the former.

CORPORATIONS FOR PURPOSES OTHER THAN PROFIT.

The code of 1897 contains provisions for the creation of corporations for the establishment of churches, colleges, libraries, and fraternal societies, and for many other charitable, scientific, political, athletic, military, and religious purposes, which, according to the language of the statute, "may take, by gift, purchase, devise, or bequest, real and personal property for purposes appropriate to their creation." There is, however, no statutory provision for mortgaging or exchanging the property thus acquired. While these associations are not formed for the purpose of buying and selling property, yet common experience, I think, justifies the recommendation that provision should be made for alienating or incumbering such property, as the demands or wishes of such societies may dictate. This may be included in the implied powers of corporations generally, but not more so in this class than in those organized for purposes of pecuniary profit; and, as authority to dispose of property is expressly given the latter, all doubt would be removed if the same prerogative were extended to these none the less important organizations.

NOTARIES PUBLIC.

The statute now allows a notary public to officiate in any county adjoining that of his residence, after having first filed with the clerk of the district court of such county a copy of the certificate of his appointment. I think the law should be so amended as to require a record of this extended official authority to be made in the office that issued the original, and I respectfully suggest the propriety of having the certificate authorizing official acts in this enlarged territory issued from the office of the secretary of state, instead of, as at present, by the clerk of the district court. By this means only can the extent of authority of all notaries public be promptly investigated and determined.

The term of office of all notaries public is made to expire on a single date. Would it not be well to graduate the fee charged

for commissions, so as to allow those who have only a limited period to serve, to pay somewhat less than those for the full term?

COMMISSIONERS IN FOREIGN COUNTRIES.

Chapter 14 of title III authorizes the governor to appoint commissioners in other states empowered to administer oaths, take depositions, certify affidavits, and take acknowledgments or proof of deeds and other instruments for use or record in this state. Some of the other states of the Union have made provision for the appointment of such commissioners resident in foreign countries. At present such papers may be executed before any diplomatic or consular representative of the United States, who is authorized to issue certificates under the seal of the United States. It has been suggested that, in many instances, it would facilitate business transactions to have such commissioners appointed for the state of Iowa, resident in foreign countries and in the distant possessions of the United States, and I submit to the general assembly the wisdom of making provision therefor.

CONSTITUTIONAL CONVENTION.

In accordance with the requirements of section 3 of article 10 of the constitution of Iowa, the question of holding a convention for the purpose of revising the fundamental law of the state will be submitted to the electorate at the next general election. It will, therefore, be incumbent on the present general assembly to make provision for canvassing the vote on that proposition.

CONCLUSION.

In the confidence that the Twenty-eighth General Assembly will sustain the reputation enjoyed by its predecessors, and as justified by the legislative history of Iowa, the foregoing observations are respectfully submitted.



JANUARY 8, 1900.

Senator Trewin presented the following resolution:

Resolved, That the custodian be directed to place a waste paper basket at each desk.

Adopted.

On motion of Senator Eaton, House messages were taken up.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

Resolved, By the House, the Senate concurring: That a committee of three be appointed by the presiding officer of each house to confer in relation to the appointment of a mail carrier for the Twenty-eighth General Assembly.

Senator Garst moved that the concurrent resolution relative to joint caucus be amended to read "January 9th at 2:30" instead of "to-morrow."

Adopted.

Senator Garst moved that the resolution as amended be adopted.

Motion prevailed.

On motion of Senator Eaton, House resolution relative to mail carrier was substituted for Senate resolution.

On motion of Senator Eaton, House resolution was adopted.

Senator Blanchard offered the following resolution:

Resolved, That the democratic Senators be allowed to appoint a committee clerk.

Adopted.

The President appointed the following committee on chaplain.

Senators Hayward, Perrin, Titus, Young and Gorrell.

Senator Blanchard moved that the democratic Senators be allowed a committee clerk.

Carried.

On motion of Senator McIntire, Mrs. Jennie Emmet was elected as democratic Senators' committee clerk.

Senator Penrose moved to reconsider vote by which Senate concurred in House concurrent resolution, relative to canvassing vote.

Carried.

Senator Penrose moved to reconsider vote by which House concurrent resolution was amended.

Carried.

On question, "Shall amendment be adopted?" same was rejected.

On question, "Shall House concurrent resolution be adopted?" same was adopted.

Senator Penrose moved that the Secretary of the Senate be authorized to assign seats in press gallery to reporters.

Carried.

Senator McIntire moved that the Senate adjourn till 2:15 o'clock this P.M.

Carried.

Senate adjourned.

AFTERNOON SESSION.

Senate met at 2:15 o'clock P. M., President Milliman presiding.

A committee appeared from the House and announced that the House was ready to receive the Senate in joint session.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Resolution relative to additional employes, and has named as committee on part of the House, Messrs Letts, of Louisa; Sweet, of Bremer and Stuckslager, of Linn.

S. M. CART,
Chief Clerk.

On request of Senator McIntire, Senator Emmert was excused.

On request of Senator Blanchard, Senator Hobart was excused.

Senator Blanchard asked permission to introduce a bill, which was granted.

Senate file No. 1, by Blanchard. A bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the cities of Clinton, Creston and Oskaloosa, in the state of Iowa for the erection of public buildings thereon.

The bill was read first and second time.

On motion of Senator Blanchard the bill was read for information.

On motion of Senator Blanchard the rules were suspended, the bill considered engrossed, and the reading just had was considered the third reading, and the bill was put upon its passage.

On the question, "Shall the bill pass," the yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wilson, Young—41.

Senator Garst submitted the following report from the committee on assignment of committee rooms:

MR. PRESIDENT—Your committee on the assignment of rooms, begs leave to report that it has had the matter under consideration, and would recommend that the executive council be requested to have the rooms occupied by the historical department vacated at the earliest practicable moment; and further, that the department of public health occupy with the

state horticultural department the rooms now occupied by it, and that the board of control be assigned the rooms now occupied by the historical department and board of health.

We further request that this committee be continued until a further report can be made as to the assignment of rooms, and the fixing of the time for meeting of committees.

WARREN GARST,
THOS. D. HEALY,
W. A. MCINTIRE,
J. H. TREWIN,
JAS. A. SMITH,
Committee.

Adopted.

The Senate then proceeded to joint session with the House.

JOINT CONVENTION.

Lieutenant-Governor Milliman, President of the Senate, called the joint convention to order. The Chief Clerk of the House acting as secretary.

The roll was then called and the following members of the Twenty-eighth General Assembly assembled and responded when their names were called:

Those present were:

Messrs. Alberson, Allyn, Anderson of Lyon, Anderson of Warren, Arthaud, Ayers, Bachman, Baker, Ball, Barkley, Barringer, Bengston, Bennett, Black, Blakemore, Blanchard, Bolter, Bowen, Boysen, Brighton, Buchanan, Byers, Campbell, Carr, Carter, Cheshire, Clark of Hamilton, Clarke of Dallas, Classen, Coburn, Cold, Conley, Cottrell, Cowles, Craig, Crossley, Crouse, Cruikshank, Davis, Dodds, Downing, Dows, Dunham, Eaton of Fremont, Eaton of Mitchell, Edwards, Eiker, Finch, Fitchpatrick, Furry, Garst, Graff, Hansmann, Harbert, Hasselquist, Hawk, Hayward, Hazelton, Head, Healy, Hilsinger, Hinkle, Hobart, Hopkins, Hubbard, Hughes, Hurn, Jaeger, Jenks, Jones, Junkin, Keck, Kendall, Kent, Kerr, Kimball, Kirkwood, Koontz, Koto, Lambert, Letts, Lewis, Lister, Lyman, Lyons, McCurdy, McGinn, McIntire, Mardis, Marshall, Miller of Cedar, Miller of Fayette, Moffit, Mullan, Nicolaus, Nolan, Patton, Payne, Penrose, Perrin, Prentis, Putnam, Roome, Santee, Sauer, Scott, Shambaugh, Smith, Stallcop, Stewart, Stratton, Stuckslager, Sweet, Tallman, Temple, Theophilus, Thuenen, Titus, Towner, Townsend of Calhoun

Townsend of Monroe, Trewin, Wallace, Warren, Way, Wilson of Adair, Wilson of Buena Vista, Wilson of Clinton, Wilson of Keokuk, Wilson of Washington, Wise, Wright, Young—133.

Those not present were:

Messrs. Alexander, Barrett, Blake, Blume, Emmert, Gibson, Gorrell, Harriman, McAleer, McArthur, Myers, Overfield, Porter, Sokol, Veneman—17.

It was declared by the president of the joint convention that a majority of the general assembly was present.

President Milliman appointed Senator Hobart as teller on behalf of the Senate and Representative Edwards on behalf of the House.

The Speaker then opened the returns in the presence of the joint convention, and declared and published them as the official vote of the several counties of the state for the election of 1899, for the offices of Governor and Lieutenant-Governor of the state of Iowa. The joint convention then proceeded to canvas said vote.

Mr. Temple moved that the joint convention take a recess until called to order by the president of the joint convention.

Joint convention reconvened at 5:40 P. M.

The tellers reported and the president of the convention announced the vote in the presence of the joint convention as follows:

FOR GOVERNOR.

Leslie M. Shaw received.....	289,464
Fred E. White received.....	183,301
M. W. Atwood received.....	7,639
Chas. A. Loyd received.....	1,698
M. J. Kremer received.....	757
C. C. Heacock.....	484

Total vote cast..... 484,036

Lieutenant-Governor Milliman, president of the joint convention, announced that Leslie M. Shaw, having received the highest number and a majority of all votes cast for Governor, was declared duly elected to the office of Governor of the state of Iowa for the ensuing term and until his successor is elected and qualified.

Speaker Bowen announced the vote in the presence of the joint convention as follows:

FOR LIEUTENANT GOVERNOR.

J. C. Milliman received.....	289,010
M. L. Bevis received.....	179,650
George Pugsley received	7,624
S. M. Harvey received.....	1,717
Michael Bromer received	796
J. F. R. Leonard received.....	428

Total vote cast..... 428,026

Speaker Bowen declared that J. C. Milliman having received the highest number and a majority of all votes cast for Lieutenant-Governor was duly elected to the office of Lieutenant-Governor of the state of Iowa for the ensuing term and until his successor is elected and qualified.

Lieutenant-Governor Milliman, president of the joint convention, then directed that the abstracts of votes be filed with the Secretary of State.

The following certificates were then signed in the presence of the joint convention:

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, January 9, 1900.

This is to certify that upon a canvass in joint convention of the two houses of the general assembly of the state of Iowa of the votes cast at the November election, A. D. 1899, for the office of Governor of the state of Iowa, it appeared that Leslie M. Shaw received the highest number of all the votes cast for any one candidate at said election for said office, and was therefore declared duly elected to said office for the term of two years, and until his successor is duly elected and qualified.

Signed in the presence of the joint convention, this 9th day of January, A. D. 1900.

J. C. MILLIMAN,

President of the Senate and President of the Joint Convention.

D. H. BOWEN,

Speaker of the House.

A. C. HOBART,

Teller of the Senate.

M. F. EDWARDS,

Teller of the House.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, January 9, 1900.

This is to certify that upon a canvass in joint convention of the two houses of the general assembly of the state of Iowa of the votes cast at the November election A. D. 1899, for the office of Lieutenant Governor of the

state of Iowa, it appeared that J. C. Milliman received the highest number of all votes cast for any one candidate at said election for said office, and was therefore declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 9th day of January, A. D. 1900.

J. C. MILLIMAN,
President of the Senate and President of the Joint Convention.

D. H. BOWEN,
Speaker of the House.

A. C. HOBART,
Teller of the Senate.

M. F. EDWARDS,
Teller of the House.

Senator Hobart moved that a committee of three be appointed to notify the Governor and Lieutenant-Governor of their election.

Carried.

On behalf of the Senate, Lieutenant-Governor Milliman appointed Senator Blanchard as one member of the above committee and Speaker Bowen, on behalf of the House, appointed Representatives Shambaugh and Blume.

The minutes of the joint convention were read and approved.

On motion of Senator Penrose the joint convention dissolved.

The Senate returned from joint convention.

Senator Blanchard moved that the Senate do now adjourn.

Carried.

Senate stands adjourned until 10 o'clock tomorrow morning.

SENATE CHAMBER,
DES MOINES, Wednesday, January 10, 1900. }

Senate met in regular session, at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. R. W. Hughs, of Oskaloosa, Iowa.

On request of Senator Allyn, Senator Harriman was excused.

On request of Senator Ball, Senator Blanchard was excused.

INTRODUCTION OF BILLS.

By Senator Finch, Senate file No. 2, a bill for an act to amend sections twenty-eight hundred and forty-seven (2847), and twenty-eight hundred and forty-nine (2849), of the code, relating to school fund.

Read first and second time and referred to Committee on Ways and Means.

By Senator McIntire, Senate file No. 3, a bill for an act to amend section three hundred and forty-two (342), of the code of 1897, relating to drawing grand and petit jurors.

Read first and second time and referred to Committee on Judiciary.

By Senator Porter, Senate file No. 4, a bill for an act making notarial seals of non-resident notary public *prima facie* evidence of their compliance with the statute of the state, territory or district in which the same is attached or affixed, purport to have been made.

Read first and second time and referred to Committee on Judiciary.

By Senator Lewis, Senate file No. 5, a bill for an act amending the road laws, being chapter two (2) of title eight (8) of the code, and repealing parts thereof.

Read first and second time and referred to Committee on Highways.

By Senator Fitzpatrick, Senate file No. 6, a bill for an act to amend section 2667 of the code, relating to the rate of interest to be charged in loaning the endowment fund of the State College of Agriculture and Mechanic Arts.

Read first and second time and referred to Committee on Ways and Means.

By Senator Titus, Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons in the state penitentiary.

Read first and second time and referred to Committee on Judiciary.

By Senator Hayward, Senate file No. 8, a bill for an act to add to and amend chapter ten (10) of the code in relation to savings banks.

Read first and second time and referred to Committee on Banks.

By Senator Ball, Senate file No. 9, a bill for an act making appropriations for the better support of the State university in its several departments and chairs and in aid of its income fund.

Read first and second time and referred to Committee on Appropriations.

By Senator Ball, Senate file No. 10, a bill for an act to amend section twenty-six hundred and forty-four (2644) of chapter three (3), title thirteen (13) of the code as amended by chapter seventy-five of the acts of the Twenty-seventh General Assembly, relating to the State university.

Read first and second time and referred to Committee on Ways and Means.

By Senator Ball, Senate file No. 11, a bill for an act to amend chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the state university of Iowa the title to certain town lots and streets.

Read first and second time and referred to Committee on Educational institutions.

JOINT RESOLUTIONS.

By Senator Titus, Joint Resolution No. 1, proposing to amend the constitution of the state of Iowa so as to provide for biennial elections.

Read first and second time and referred to Committee on Constitutional Amendments and Suffrage.

By Senator Trewin, Joint resolution No. 2, relating to the selection of additional employes of the Twenty-eighth General Assembly and fixing their salaries and the manner of payment thereof.

JOINT RESOLUTION NO. 2. .

Relating to the selection of additional employes of the Twenty-eighth General Assembly and fixing their salaries and the manner of payment thereof:

Be it Resolved by the General Assembly of the State of Iowa:

1. That E. E. Tathwell, of Linn county, Felix Sechris, of Clarke county, and F. J. Smith, of Van Buren county, are hereby appointed policemen, at a salary of \$70 per month each.

2. That G. W. McGibbons, of Woodbury county, and J. B. Copper, of Calhoun county, are hereby appointed clerks in the document room, at a salary of \$60 per month each.

3. That Ernest McDonald, of Bremer county, Lon Sheets, of Adams county, and Mart Groom, of Polk county, are hereby appointed elevator tenders, at a salary of \$60 per month each.

4. That J. W. Cook, of Fayette county, Bert Jones, of Monroe county, W. T. Jones, of Poweshiek county, H. E. Jacobs, of Polk county, Will Kirkpatrick, of Mahaska county, W. H. Cobb, of Appanoose county, O. F. Blomgren, of Webster county, and J. H. Pricer, of Polk county, are hereby appointed janitors, at a salary of \$60 per month each.

5. That the custodian be authorized to assign said policemen, elevator tenders, and janitors, and the Secretary of State said clerks in the document room to duty.

6. That the custodian and Secretary of State, respectively, report the time of the employes under his direction to the Secretary of the Senate and the Clerk of the House respectively.

7. That the Secretary of the Senate and the Clerk of the House are hereby directed to prepare a payroll of said employes, the same to be countersigned by the President of the Senate and the Speaker of the House and present the same to the Auditor of State.

8. That the custodian be authorized to employ such additional help as may be necessary to clear snow from the approaches, steps and walks about the capitol.

Read first and second time by title.

Senator Trewin moved that the rules be suspended, that the resolution be considered engrossed, and that the reading just had be considered its third reading.

The motion was carried.

On the question, Shall the resolution be adopted?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were:

None.

Absent or not voting:

Senators Alexander, Blanchard, Harriman, Perrin, Smith—5.

So the resolution was adopted.

INTRODUCTION OF BILLS.

By unanimous consent Senate file No. 12 was introduced by Senator Trewin. Senate file No. 12, a bill for an act to appropriate \$3,500, or so much thereof as may be necessary to pay the additional employes of the general assembly.

Read first and second time by title, and read third time for information of Senate.

Senator Trewin moved that the rules be suspended, and that the reading just had be considered the third reading, which motion prevailed and the bill was put upon its passage.

On the question, Shall the bill pass? the yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin,

Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were:

None.

Absent or not voting:

Senators Alexander, Blanchard, Harriman, Smith, Tallman—5.

So the bill having received a constitutional majority of votes was declared to have passed the Senate and the title agreed to.

By unanimous consent, Senator Trewin introduced Senate file No. 13, a bill for an act to amend Section 5258 relating to minutes kept by grand juries.

Read first and second time and referred to Committee on Judiciary.

By unanimous consent, Senator Trewin introduced Senate file No. 14, a bill for an act to amend Section 4608 relating to communication in professional confidence.

Read first and second time and referred to Committee on Judiciary.

The Journals of Monday and Tuesday were taken up, read, corrected and approved.

Senator Allyn submitted the following report from the Committee on Mileage:

MR. PRESIDENT—Your Committee on Mileage beg leave to report that they find the members of the Senate of the Twenty-eighth General Assembly are entitled to mileage as follows:

NAMES.	Miles.	Amounts.	NAMES.	Miles.	Amounts.
Lieut.-Gov. Milliman	370	\$18.50	Hobart	350	\$ 17.50
Alexander	300	15.00	Hopkins	120	6.00
Alberson	250	12.50	Hubbard	460	23.00
Allyn	246	12.30	Junkin	295	14.75
Arthaud	250	12.50	Lambert	472	23.60
Bachman	280	14.00	Lewis	144	7.20
Ball	242	12.10	Lister	482	24.10
Bishop	700	35.00	Lyons	538	26.90
Blanchard	128	6.40	McArthur	336	16.80
Bolter	370	18.50	McIntire	180	9.00
Brighton	236	11.80	Mardis	202	10.10
Cheshire			Moffit	350	17.50
Classen	140	7.00	Mullan	212	10.60
Craig	346	17.30	Nolan	430	21.50
Crossley	84	4.20	Penrose	184	9.20
Eaton	390	19.50	Perrin	280	14.00
Emmert	164	8.20	Porter	186	9.30
Finch	214	10.70	Smith	330	16.50
Fitchpatrick	90	4.50	Tallman	120	6.00
Garst	142	7.10	Titus	324	16.20
Gorrell	70	3.50	Townsend	136	6.80
Griswold	274	13.70	Trewin	700	35.00
Harriman	242	12.10	Wallace	166	8.30
Hayward	350	17.50	Wilson	470	23.50
Hazelton	284	14.20	Young	418	20.90
Healy	170	8.50			

GEO. S. ALLYN,
F. L. ARTHAUD,
CLAUDE R. PORTER,
Committee on Mileage.

The President announced the appointment of Ray Brand and John Stephenson as pages.

Senator Trewin presented the following report from the joint committee on extra employes.

MR. PRESIDENT AND MR. SPEAKER—Your joint committee appointed to determine the number of extra employes of the Twenty-eighth General Assembly, to nominate persons for such positions, and to recommend the salaries, beg leave to report as follows:

We find it neccessary to have the services of the following additional employes: Three policemen, two clerks in the document room, three elevator tenders and eight janitors. We recommeed that the salaries of the policemen be fixed at \$70 per month, and of the other employes at \$60 per month each.

We further recommend that the accompanying joint resolution be adopted and the accompanying bill be enacted, and that inasmuch as there

may be additional help needed during the session, the committee be authorized to recommend the same from time to time.

Respectfully submitted,

H. M. LETTS,
BURTON E. SWEET,
W. C. STUCKSLAGER,
Committee on part of House.

J. H. TREWIN,
J. M. JUNKIN,
J. S. ALEXANDER,
Committee on part of Senate.

By unanimous consent, Senator Cheshire presented the following report from the joint committee on inauguration:

MR. PRESIDENT—The joint committee on inauguration would submit the following report:

The inaugural ceremonies will be held in the auditorium at 2:30 o'clock P. M., Thursday, January 11, 1900.

The military escort will receive the Governor and Lieutenant-Governor-elect and party, together with members of the supreme court and other state officers, at the executive parlors at 1:30 P. M., proceeding through the east door of the capitol to carriages in waiting, and thence to the auditorium, where they will pass through the stage door to seats upon the stage.

The Senate will assemble in the Senate chamber and the House in Representative hall at 1:30 P. M., and will then convene in joint convention and proceed through east door of capitol to carriages in waiting, thence to auditorium where they will pass in a body through the front door down main aisle to seats reserved in front of stage.

Lieutenant-Governor Milliman will have charge of ceremonies on the stage.

PROGRAM.

Music—Iowa State Military Band.

Music—"America," Apollo Club of Des Moines.

Invocation—Rev. T. McK. Stuart, D. D., Des Moines, Iowa.

Music—"The Warrior Bold," Apollo Club of Des Moines.

Administration of oath of office to Leslie M. Shaw and J. C. Milliman, Governor and Lieutenant-Governor-elect—By Chief Justice Chas. T. Granger.

Inaugural address—Gov. Leslie M. Shaw.

Music—"Iowa," by Byers, Apollo Club of Des Moines.

Music—Iowa State Military Band.

At conclusion of ceremonies the procession will re-form and return to capitol.

The joint convention will pass through east door of capitol [to House chamber where it will dissolve.

The capitol will be open between the hours of 8 and 11 o'clock P. M., and an informal reception will be held by the Governor, Lieutenant-Governor, and Speaker of the House, in the rooms of the executive.

The ceremonies of the inauguration will be held under the direction of Adjutant-General Byers. The doors of the auditorium will be open for admission at 1:30 o'clock P. M. Entrance to the stage, boxes, main floor and balcony will be gained only by ticket until 2.30. After this hour the public will be admitted to seats not then taken. The gallery will be open to the public without ticket.

We further report that we have authorized the adjutant-general to provide as a military escort Troop A, Iowa National Guard and Lincoln Hussars, both under command of Col. E. G. Pratt.

We have also procured carriages in sufficient number for the conveyance of the Governor, Lieutenant-Governor and party, ex-governors of the state, judges of the supreme court, and other state officers, and the entire membership of the Senate and the House, Secretary of the Senate and Chief Clerk of the House.

Each Senator and Representative will be furnished with one ticket for lady which admits to private boxes; also with ten tickets each for distribution, which will admit the holders to the reserved portions of the house.

Seats will be provided for representatives of the press.

We recommend that Senators Healy, Mullan and McIntire and Representatives Prentiss, Dows and Theophilus act in conjunction with this committee as a general reception committee.

All of which is respectfully submitted.

THOS. A. CHESHIRE,

J. H. TREWIN,

JAS. A. SMITH,

J. M. EMMERT,

CLAUDE R. PORTER,

Committee on part of Senate.

GEO. H. CARR,

GEO. W. HINKLE,

THOS. A. WAY,

H. M. LETTS,

W. C. STUCKSLAGER,

Committee on part of House.

Adopted.

G. W. McGibbon, clerk in the document room, and Roy Brand, page, appeared at the bar of the Senate and were sworn in.

W. T. Jones appeared before the bar of the Senate and was sworn in as janitor of the cloak room.

Senate adjourned until 10 o'clock to-morrow morning.

SENATE CHAMBER,
DES MOINES, Thursday, January 11, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. W. R. Baldrige, of Des Moines, Iowa.

Senator Mullan asked consent to introduce the following resolution:

Resolved, That no further bills be introduced in the Senate until the standing committees shall have been announced by the incoming Lieutenant-Governor.

Adopted.

The following resolution was offered by Senator Hayward:

Resolved, That the Secretary of the Senate be authorized and is hereby instructed to procure appropriate badges for the sergeant-at-arms, chief doorkeeper, assistant doorkeepers and messengers of the Senate.

Adopted.

Senator Healy offered the following resolution:

Be it resolved, That at 11 o'clock on Wednesday, January 17, 1900, the Senate suspend its regular order of business for the purpose of holding exercises commemorative of the late Governor C. C. Carpenter, who died at Ft. Dodge in the year 1898; and be it further resolved that the President of the Senate invite Governor Leslie M. Shaw and ex-Governor William Larrabee to address this body on the occasion of such memorial exercises and that the President appoint a committee of three to prepare and present appropriate resolutions for the consideration of the Senate.

Adopted.

President appointed as such committee Senators Healy, Bolter and Harriman.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

A bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the cities of Clinton, Creston, and Oskaloosa, in the state of Iowa, for the erection of public buildings thereon.

S. M. CART,
Chief Clerk.

On request of Senator Lewis leave of absence was granted Senator Titus.

On request of Senator Mullan leave of absence was granted Senator Alexander.

On request of Senator Harriman leave of absence was granted Senator Smith until Thursday.

Senator Trewin was called to the chair.

Senator Hayward nominated Senator Harriman for president *pro tem* of the Senate.

On the question, Shall Senator Harriman be elected president *pro tem* of the Senate? the yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—46.

The nays were:

None.

Absent or not voting:

Senators Alexander, Blanchard, Harriman, Titus—4.

So Senator Harriman was declared president *pro tem* of the Senate.

Senators Hayward and Ball were appointed to conduct Senator Harriman to the chair.

Senator Lewis moved that 800 copies of daily Journal be printed.

Carried.

Senator Emmert asked consent to introduce the following resolution:

Resolved, That the state printer be and is hereby directed to print and furnish the Senate with not less than 300 copies of the last report of the board of control and within fifteen days from this date, January 12, 1900.

Adopted.

Senator Nolan asked unanimous consent to introduce the following resolution:

Resolved, That the President of the Senate is requested to appoint a committee of three to draft resolutions of respect on the death of Senator Malloy, of Dubuque, member of the Senate during the session of the Twenty-seventh General Assembly.

Adopted.

Senators Nolan, Perrin and Porter were appointed as a committee to draft the foregoing resolution.

On motion of Senator Craig, the Senate adjourned until 1 o'clock P. M.

AFTERNOON SESSION.

Senate met at 1 o'clock P. M., President Milliman presiding.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Resolution relative to adjournment from Thursday, January 11th, until Tuesday, January 16th.

Be it resolved, By the House of Representatives, the Senate concurring:
That when adjournment is had on Thursday, January 11, 1900, the same be had until 2 o'clock P. M. on Tuesday, January 16, 1900.

S. M. CART,
Chief Clerk.

Adopted.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution, in which the concurrence of the House was asked:

Joint resolution relating to the selection of additional employes of the Twenty-eighth General Assembly, and fixing their salaries and the manner of payment thereof.

S. M. CART,
Chief Clerk.

Adopted.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the House was asked:

A bill for an act to appropriate thirty-five hundred dollars, or as much thereof as may be necessary, to pay the additional employes of the general assembly.

S. M. CART,
Chief Clerk.

Adopted.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution, in which the concurrence of the Senate is asked:

Resolution relative to use of supreme court rooms for law students.

Resolved by the General Assembly of Iowa:

The use of committee rooms numbers 11, 12 and 13, be tendered to the honorable supreme court of Iowa, to occupy and use on Tuesday, January 16, 1900, in conducting the examination of the class of law students applying for admission to the bar at the January, 1900, term of the said court.

S. M. CART,
Chief Clerk.

Adopted.

The hour having arrived for joint convention, the President announced that the Senate would proceed in a body to the Auditorium to inaugurate Gov. Leslie M. Shaw and Lieut.-

Gov. J. C. Milliman, and to reassemble again at the close of said joint convention.

JOINT CONVENTION.

The doorkeeper announced the Senate in a body for joint convention, who took seats on the west side, which had been vacated for their use.

The roll was then called.

Those present were:

Messrs. Alberson, Allyn, Anderson of Warren, Baker, Ball, Barkley, Barringer, Bengston, Bennett, Black, Blake, Blake-more, Bowen, Brighton, Buchanan, Campbell, Carr, Carter, Cheshire, Clarke of Dallas, Classen, Coburn, Cold, Cowles, Craig, Crossley, Crouse, Davis, Dodds, Downing, Dows, Dunham, Eaton of Fremont, Edwards, Eiker, Emmert, Finch, Fitchpatrick, Furry, Graff, Griswold, Hansmann, Harbert, Hariman, Hasselquist, Hawk, Hayward, Hazelton, Head, Healy, Hilsinger, Hinkle, Hobart, Hopkins, Hubbard, Hughes, Jaeger, Junkin, Keck, Kendall, Kerr, Kimball, Kirkwood, Koontz, Koto, Lambert, Lewis, Lister, Lyman, Lyons, McAleer, McArthur, McCurdy, McGinn, McIntire, Mardis, Marshall, Miller of Cedar, Miller of Fayette, Moffit, Mullan, Nicolaus, Nolan, Overfield, Patton, Payne, Penrose, Porter, Prentis, Putnam, Roome, Santee, Shambaugh, Smith, Stewart, Stratton, Tallman, Temple, Theophilus, Towner, Townsend of Calhoun, Trewin, Veneman, Wallace, Warren, Wilson of Adair, Wilson of Clinton, Wilson of Keokuk, Wilson of Washington, Wise, Young—111.

Those absent or not answering were:

Messrs. Alexander, Anderson of Lyon, Arthaud, Ayers, Bachman, Barrett, Bishop, Blanchard, Blume, Bolter, Boysen, Byers, Clark of Hamilton, Conley, Cottrell, Cruikshank, Eaton of Mitchell, Garst, Gibson, Gorrell, Hurn, Jenks, Jones, Kent, Letts, Myers, Perrin, Sauer, Scott, Sokol, Stallcop, Stuck-slager, Sweet, Thuenen, Titus, Townsend of Monroe, Way, Wilson of Buena Vista, Wright.—39.

The joint convention then repaired to the Auditorium and was called to order by Lieutenant-Governor Milliman, President of the Senate, at 3 P. M., when the following program was carried out:

PROGRAM.

Music—Iowa State Military Band.

Music—"America," Apollo Club of Des Moines.

Invocation—Rev. T. McK. Stuart, D. D., Des Moines.

Music—"The Warrior Bold," Apollo Club of Des Moines.

Administration of oath of office to Leslie M. Shaw and J. C. Milliman, Governor and Lieutenant-Governor-elect, by Chief Justice Chas. T. Granger.

Inaugural address—Gov. Leslie M. Shaw.

Music—"Iowa," by Byers, Apollo Club of Des Moines.

Music—Iowa State Military Band.

At conclusion of ceremonies the procession re-formed and returned to capitol.

The joint convention resumed its session at the capitol at 4:30 P. M.

The minutes of the joint session were read and approved.

On motion of Senator Trewin the joint convention dissolved.

On reconvening of the Senate, President Milliman made a short address and announced the standing committees.

WAYS AND MEANS.

Senator Junkin,
Senator Healy,
Senator Perrin,
Senator Hayward,
Senator McArthur,
Senator Wallace,
Senator Finch,
Senator Penrose,

Senator Classen,
Senator Griswold,
Senator Lister,
Senator Brighton,
Senator Crossley,
Senator Bolter,
Senator Emmert,
Senator Ball.

JUDICIARY.

Senator Cheshire,
Senator Eaton,
Senator Blanchard,
Senator Trewin,
Senator Healy,
Senator Hobart,
Senator Finch,
Senator Lewis,

Senator Mullan,
Senator Titus,
Senator McArthur,
Senator Hazelton,
Senator Hubbard,
Senator Bolter,
Senator Porter,
Senator Ball.

APPROPRIATIONS.

Senator Garst,
Senator Harriman,
Senator Alexander,
Senator Allyn,
Senator Lewis,
Senator Titus,
Senator Junkin,
Senator Smith,

Senator Hopkins,
Senator Bachman,
Senator Moffit,
Senator McIntire,
Senator Wilson,
Senator Gorrell,
Senator Lyons,
Senator Tallman.

RAILROADS.

Senator Penrose,
 Senator Blanchard,
 Senator Hobart,
 Senator Craig,
 Senator Classen,
 Senator Eaton,
 Senator Mardis,
 Senator Arthaud,

Senator Smith,
 Senator Griswold,
 Senator Fitchpatrick,
 Senator Bachman,
 Senator Young,
 Senator Alberson,
 Senator Bishop,
 Senator Townsend.

CITIES AND TOWNS.

Senator Trewin,
 Senator Mullan,
 Senator Alexander,
 Senator Cheshire,
 Senator Hayward,
 Senator Harriman,
 Senator Hazelton,
 Senator Brighton,

Senator Hubbard,
 Senator Mardis,
 Senator Arthaud,
 Senator Lambert,
 Senator McIntire,
 Senator Tallman,
 Senator Nolan.

SUPPRESSION OF INTEMPERANCE.

Senator Perrin,
 Senator Finch,
 Senator Harriman,
 Senator Wallace,
 Senator Lewis,
 Senator Arthaud,
 Senator Bachman,

Senator Smith,
 Senator Mardis,
 Senator Young,
 Senator Gorrell,
 Senator Emmert,
 Senator Lyons.

CONGRESSIONAL AND JUDICIAL DISTRICTS.

Senator Blanchard,
 Senator McArthur,
 Senator Junkin,
 Senator Moffit,
 Senator Lister,
 Senator Fitchpatrick,

Senator Craig,
 Senator Trewin,
 Senator Garst,
 Senator Wilson,
 Senator Porter.

AGRICULTURE.

Senator Harriman,
 Senator Classen,
 Senator Arthaud,
 Senator Wallace,
 Senator Crossley,
 Senator Fitchpatrick,

Senator Hopkins,
 Senator Hazelton,
 Senator Wilson,
 Senator Young,
 Senator Nolan.

CONSTITUTIONAL AMENDMENTS AND SUFFRAGE.

Senator Eaton,
 Senator Allyn,
 Senator Blanchard,
 Senator Perrin,
 Senator Healy,
 Senator Finch,

Senator Hubbard,
 Senator Brighton,
 Senator Titus,
 Senator Bishop,
 Senator Lambert.

INSURANCE.

Senator Craig,
 Senator Hobart,
 Senator Allyn,
 Senator Perrin,
 Senator Hayward,
 Senator Mullan,

Senator Cheshire,
 Senator Moffit,
 Senator Lister,
 Senator Townsend,
 Senator Alberson,
 Senator Emmert.

SCHOOLS.

Senator Lewis,
Senator Titus,
Senator Garst,
Senator Trewin,
Senator Crossley,
Senator Hopkins,

Senator Moffitt,
Senator Lister,
Senator Fitchpatrick,
Senator McIntire,
Senator Townsend.

BANKS.

Senator Alexander,
Senator Hayward,
Senator Allyn,
Senator Hopkins,
Senator Penrose,

Senator Finch,
Senator Wilson,
Senator Bolter,
Senator Tallman.

BUILDING AND LOAN.

Senator Healy,
Senator Mardis,
Senator Eaton,
Senator Mullan,
Senator Bachman,

Senator Titus,
Senator Alberson,
Senator Townsend,
Senator Porter.

LABOR.

Senator Mardis,
Senator Brighton,
Senator Alexander,
Senator Classen,
Senator Smith,

Senator Wallace,
Senator Lyons,
Senator Lambert,
Senator Nolan.

MINES AND MINING.

Senator Titus,
Senator Cheshire,
Senator Blanchard,
Senator Craig,
Senator Griswold,

Senator Fitchpatrick,
Senator Bishop,
Senator Nolan,
Senator Porter.

SENATORIAL AND REPRESENTATIVE DISTRICTS.

Senator Finch,
Senator Eaton,
Senator Hazelton,
Senator Hubbard,
Senator McArthur,
Senator Hobart,

Senator Lister,
Senator Gorrell,
Senator Nolan,
Senator Ball,
Senator Lyons.

HIGHWAYS.

Senator Wallace,
Senator Lewis,
Senator Classen,
Senator Hazelton,
Senator Griswold,

Senator Young,
Senator McIntire,
Senator Gorrell,
Senator Ball.

CORPORATIONS.

Senator Hobart,
Senator Blanchard,
Senator Lister,
Senator Hazelton,
Senator Hubbard,

Senator Healy,
Senator Moffit,
Senator Harriman,
Senator Tallman.

COMPENSATION OF PUBLIC OFFICERS.

Senator Mullan,
Senator Cheshire,
Senator Smith,
Senator Griswold,

Senator Porter,
Senator McIntire,
Senator Nolan.

PUBLIC HEALTH.

Senator Bachman,
 Senator Eaton,
 Senator Allyn,
 Senator Moffit,
 Senator McArthur,
 Senator Mullan,

Senator Brighton,
 Senator Lambert,
 Senator Emmert,
 Senator Gorrell,
 Senator Alberson.

EDUCATIONAL INSTITUTIONS.

Senator Crossley,
 Senator Arthaud,
 Senator Alexander,
 Senator Penrose,
 Senator Craig,

Senator Tallman,
 Senator Bolter,
 Senator Ball,
 Senator Townsend.

MILITARY.

Senator Moffit,
 Senator Classen,
 Senator Blanchard,
 Senator Healy,
 Senator Junkin,

Senator Bishop,
 Senator Porter,
 Senator Tallman,
 Senator Wilson.

PHARMACY.

Senator Emmert,
 Senator Hayward,
 Senator Junkin,
 Senator Hubbard,
 Senator Garst,

Senator Bachman,
 Senator Gorrell,
 Senator Young,
 Senator Lambert.

PENITENTIARIES AND PARDONS.

Senator McArthur,
 Senator Perrin,
 Senator Eaton,
 Senator Finch,

Senator Penrose,
 Senator Bishop,
 Senator Lyons.

PRINTING.

Senator Allyn,
 Senator Brighton,
 Senator Cheshire,
 Senator Trewin,
 Senator Mardis,

Senator Griswold,
 Senator Alberson,
 Senator Lambert,
 Senator Bishop.

FEDERAL RELATIONS.

Senator Lister,
 Senator Fitchpatrick,
 Senator Craig,
 Senator Lewis,

Senator Bolter,
 Senator Young,
 Senator Wilson.

CHARITABLE INSTITUTIONS.

Senator Hayward,
 Senator Hobart,
 Senator Junkin,
 Senator Crossley,
 Senator Wallace,

Senator Hopkins,
 Senator Alberson,
 Senator Lyons,
 Senator Porter.

ELECTIONS.

Senator Hazleton,
 Senator Garst,
 Senator Harriman,
 Senator Perrin,

Senator Tallman,
 Senator Gorrell,
 Senator Townsend.

CLAIMS.

Senator Hubbard,
 Senator Harriman,
 Senator Garst,
 Senator Perrin,

Senator Bolter,
 Senator Emmert,
 Senator Young.

COMMERCE.

Senator Griswold,
 Senator Penrose,
 Senator Alexander,
 Senator Arthaud,

Senator Lister,
 Senator Ball,
 Senator McIntire.

MANUFACTURES.

Senator Smith,
 Senator McArthur,
 Senator Mullan,

Senator Bishop,
 Senator Alberson.

PUBLIC BUILDINGS.

Senator Fitchpatrick,
 Senator Mardis,
 Senator Cheshire,

Senator Titus,
 Senator Emmert.

RULES.

Senator Brighton,
 Senator Trewin,
 Senator Hayward,

Senator Lyons,
 Senator Ball.

HORTICULTURE AND FORESTRY.

Senator Classen,
 Senator Wallace,
 Senator Crossley,

Senator Bolter,
 Senator Nolan.

PUBLIC LANDS.

Senator Wilson,
 Senator Garst,

Senator Craig.

PUBLIC LIBRARIES.

Senator Hopkins,
 Senator Allyn,
 Senator Crossley,

Senator Trewin,
 Senator Lambert.

FISH AND GAME.

Senator Lambert,
 Senator Healy,

Senator Smith.

ENGROSSED BILLS.

Senator McIntire,
 Senator Alexander,

Senator Bachman.

ENROLLED BILLS.

Senator Arthaud,
 Senator Trewin,

Senator Townsend.

The President announced the following appointments:

President's page—Le Roy Kinch; messengers of Senate—Burt Canfield, Cecil Saulsbury, Earl Roney, M. Gunspon, William Maher, John Stephenson, Ray Brown and Bennie Hitz.

The following committee clerks appeared before the bar of the Senate and were sworn in by the Secretary:

T. P. Low, clerk of committee on Horticulture and Forestry.

Elma Grundy, clerk committee Constitutional Amendments and Suffrage.

Kate C. Brechner, clerk committee on Compensation of Public Officers.

Gertrude Preston, clerk committee on Schools.

Daisy Boyce, clerk committee on Corporations.

W. E. Griswold, clerk committee on Commerce.

J. L. Gillespie, clerk committee on Public Buildings.

Geo. W. Wood, clerk committee on Appropriations.

Roy S. Hayward, clerk committee on Charitable Institutions.

R. C. McElarvy, clerk committee on Mines and Mining.

L. P. Mardis, clerk committee on Labor.

F. W. Bicknell, clerk committee on Penitentiaries and Pardons.

Cyrus W. Brighton, clerk committee on Rules.

Eleanor L. Hecht, clerk committee on Military.

J. C. Welliver, clerk committee on Claims.

Frank M. James, clerk committee on Educational Institutions.

Robert A. Moore, clerk committee on Banks.

Mrs. Wilda G. Armstrong, clerk committee on Cities and Towns.

Louis Nelson, clerk committee on Manufactures.

Will Morling, clerk committee on Public Health.

Mabel C. Turnbull, clerk committee on Suppression of Intemperance.

Kate Hardsock, clerk committee on Railroads.

Mary E. Craig, clerk committee on Insurance.

Marie Crew, clerk committee on Enrolled Bills.

Senator Ball moved that the Senate adjourn until 2 o'clock P. M. Tuesday.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, January 16, 1900. }

The Senate met pursuant to adjournment at 2 o'clock P. M., President Milliman presiding.

Prayer was offered by Rev. J. T. Hopkins of Indianola.

Senator Harriman submitted the following report and asked that it be printed in the Journal:

GARNER, Iowa, January 12, 1900.

To the Twenty-eighth General Assembly of the State of Iowa:

The Cedar Rapids, Garner & Northwestern railway hereby makes its report, as provided for in section 2069 of the code of Iowa, on its line of road constructed and completed since the adjournment of the Twenty-seventh General Assembly. Road constructed from Hayfield, Iowa, to Titonka, Iowa, a distance of 18.38 miles:

EXPENSE OF CONSTRUCTION.

Surveying expenses.....	\$ 1,000.00
Right-of-way.....	14,004.00
Grading of road.....	30,340.00
Engine.....	1,800.00
Combination coach.....	850.00
Miscellaneous.....	963.00
Cost of all other material and labor, including steel, ties, bridges, side-tracks, depots, water tanks, turn-tables, engine house and section houses in a lump contract at \$8,000.00 per mile.....	147,040.00
Total.....	\$195,997 00

Number of planes, 29: two of these have a grade of sixty-three feet to the mile, while the other 27 run from one to fifty-two feet to the mile.

The greatest curvature is seven degrees, average width of road bed is twelve feet. Number of ties per mile is three thousand.

E. P. FOX, *Superintendent.*

The foregoing report was subscribed in my presence and sworn to by E. P. Fox, superintendent of railroad this 12th day of January, 1900.

ISAAC SWINGARD,
Notary Public.

Passed on file.

PETITIONS AND MEMORIALS.

Senator Wallace presented petitions of citizens of Hardin county asking that the word "male" be stricken from the constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Healy, presented a memorial from Webster county, in regard to expense incurred by Webster county in caring for the sick soldiers of Company G, Fifty-second Iowa regiment.

Read first and second time and referred to Committee on Claims.

INTRODUCTION OF BILLS.

By Senator Finch, Senate file No. 15, a bill for an act to amend section four thousand and twenty-seven (4027) of the code relating to notices of execution sales.

Read first and second time and referred to committee on Judiciary.

By Senator Garst, Senate File No. 16, a bill for an act providing for compulsory education.

Read first and second time and referred to committee on Schools.

By Senator Healy, Senate file No. 17, a bill for an act to amend section twenty-seven hundred and forty-three (2743) of the code relating to school districts.

Read first and second time and referred to committee on Schools.

By Senator Garst, Senate file No. 18, a bill for an act to appropriate the sum of \$1,430 to the supreme court contingent fund.

Read first and second time and referred to committee on Appropriations.

By Senator Wilson, Senate file No. 19, a bill for an act to amend section four hundred and fifty-eight (458), chapter two (2), title four (4) of the code relating to the taxing of dogs and the disposition of the funds derived therefrom.

Read first and second time and referred to committee on Ways and Means.

By Senator Trewin, Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by virtue of such election.

Read first and second time and referred to committee on Judiciary.

By Senator Porter, Senate file No. 27, a bill for an act to amend section two thousand four hundred and ninety (2490) of the code relative to the payment of coal miners.

Read first and second time and referred to committee on Mines and Mining.

By Senator Bishop, Senate file No. 22, a bill for an act to amend section ten hundred and ninety-six (1096) of the code, relating to the closing of the polls.

Read first and second time and referred to committee on Elections.

Senator Blanchard moved that the Senate now proceed to vote for a senator in congress for the term commencing March 4, 1901.

The motion prevailed.

Senator McArthur nominated John H. Gear, of Des Moines county, for the position of a senator in congress for the term beginning March 4, 1901.

Senator Perrin seconded the nomination.

Senator Bolter nominated Fred E. White for United States Senator for the term commencing March 4, 1901.

On request of Senator McIntire, leave of absence was granted Senator Emmert.

On request of Senator Trewin, leave of absence was granted Senator Smith.

On request of Senator Harriman, leave of absence was granted Senator Alexander.

The roll call on United States senator resulted as follows :

Those voting for John H. Gear were:

Senators Allyn, Arthaud, Bachman, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy,

Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin, Wallace—33.

Those voting for Fred E. White were:

Senators Alberson, Ball, Bishop, Bolter, Gorrell, Lambert, Lyons, McIntire, Nolan, Porter, Tallman, Townsend, Wilson, Young—14.

Absent or not voting:

Senators Alexander, Emmert, Smith—3.

President Milliman then declared that John H. Gear, having received a majority of all the votes cast, and also a majority of the entire membership of this body, is elected on the part of the Senate, senator in congress for the term beginning March 4, 1901.

HOUSE MESSAGES.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Resolution relative to joint convention for the election of United States senator.

S. M. CART,
Chief Clerk.

Senator Blanchard moved that the Senate take up House messages.

Motion prevailed.

The Secretary then read:

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT— I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Resolution relative to joint convention for the election of United States senator.

Resolved, By the House, the Senate concurring: That a joint convention be held in the hall of the House on Wednesday, January 17, 1900, at 12:00 o'clock, noon, as required by law.

S. M. CART,
Chief Clerk.

January 16, 1900.

Senator Blanchard moved that the Senate concur in the resolution as read.

The motion prevailed.

The Journal of January 11th, was then taken up, corrected and approved.

Senator Harriman moved that the Senate now adjourn until 10 o'clock A. M. to-morrow.

President Milliman announced that the memorial services would take place at 12 o'clock sharp and that he had requested ex-Governor Larrabee and Governor Shaw to be in attendance in the Senate chamber at 10:30 A. M. to-morrow.

The following committee clerks appeared before the bar of the Senate and were sworn in:

C. A. Cheshire, Judiciary.

G. W. Cook, Public Libraries.

W. A. North, Agriculture.

Ella Christie, Congressional and Judiciary Districts.

B. J. Clark, Federal Relations.

Carrie L. Kaiser, Ways and Means.

Annie V. Taylor, Pharmacy.

H. E. Hadley, Building and Loan.

Clara L. Springer, Engrossed Bills.

Senator Brighton announced the substitution of S. J. Brighton for Cyrus Brighton as clerk of committee on Rules.

Senate adjourned until 10 o'clock to-morrow.

SENATE CHAMBER,
DES MOINES, Wednesday, January 17, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. B. E. S. Ely, D. D., of Winterset, Iowa.

On motion of Senator McIntire, Senator Emmert was excused.

PETITIONS AND MEMORIALS.

Senator Lambert presented petition of citizens of Iowa to enact a competent law with means for rigid enforcement for the protection of fish.

Referred to committee on Fish and Game.

Senator Classen presented petition of citizens of Marshall county asking for an appropriation for the Benedict Home at Des Moines, Iowa.

Referred to committee on Charitable Institutions.

Senator Ball presented petition of officers of savings banks organized and existing under chapter 10, title 9 of the code.

Referred to committee on Banks and Banking.

INTRODUCTION OF BILLS.

By Senator Fitchpatrick, Senate file No. 23, a bill for an act making appropriation to the Iowa State College of Agriculture and Mechanic Arts.

Read first and second time and referred to committee on Appropriations.

By Senator Fitchpatrick, Senate file No. 24, a bill for an act to levy tax to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

Read first and second time and referred to committee on Ways and Means.

By Senator Young, Senate file No. 25, a bill for an act to repeal chapter 38 of the laws of the Twenty-seventh General Assembly, and to amend section 1533 of the code relating to cutting of weeds on the public highways.

Read first and second time and referred to committee on Highways.

By Senator Hayward, Senate file No. 26, a bill for an act providing for compulsory education.

Read first and second time and referred to committee on Schools.

By Senator Crossley, Senate file No. 27, a bill for an act providing for the listing and taxing of mortgages and other liens upon real estate.

Read first and second time and referred to committee on Ways and Means.

By Senator McArthur. Senate file No. 28, a bill for an act for the purpose of creating a game protection fund and preventing unauthorized persons from killing birds and game.

Read first and second time and referred to committee on Fish and Game.

Senator Allyn introduced the following joint resolution:

Joint resolution, No. 3. authorizing the executive council to print and bind extra copies of the report of the board of control of the state institutions.

Resolved, By the Senate, the House concurring: That the executive council is hereby authorized to print and bind 2,000 extra copies of the report of the board of control of state institutions in addition to the 2,000 copies now printed and the 2,000 copies of said extra number be bound in cloth or buckram covers.

Read first and second time and referred to committee on Printing.

Senator Garst submits the following report:

MR. PRESIDENT—Your committee on assignment of committee rooms and times of meeting submits the following report:

	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
Room 16—						
Commerce.....	.....	.....	8 p. m.	.....	.....	.....
Manufactures.....	.....	.....	.....	3 p. m.	.....	.....
Horticulture and Forestry.....	.....	.....	.....	.....	3 p. m.	.....
Room 17—						
Senat'l and Repre'nt've Dist.	.....	2 p. m.	.....	2 p. m.	.....	.....
Mines and Mining.....	2 p. m.	.....	.....	.....	2 p. m.	.....
Public Health.....	.....	.....	3 p. m.	.....	.....	3 p. m.
Pharmacy.....	.....	.....	.....	.....	4 p. m.	.....
Room 18—						
Suppression of Intemperance	9 a. m.	.....	9 a. m.	.....	3 p. m.	.....
Highways.....	.....	9 a. m.	.....	9 a. m.	.....	2 p. m.
Military.....	.....	2 p. m.	.....	2 p. m.	.....	.....
Corporations.....	2 p. m.	.....	2 p. m.	.....	.....	.....
Room 19—						
Claims.....	.....	.....	2 p. m.	.....	2 p. m.	.....
Elections.....	.....	4 p. m.	.....	.....	.....	2 p. m.
Rules.....	.....	.....	4 p. m.	.....	.....	.....
Room 20—						
Congressional and Jud. Dist.	9 a. m.	.....	.....	3 p. m.	.....	.....
Public Libraries.....	3 p. m.	.....	9 a. m.	.....	.....	.....
Fish and Game.....	.....	9 a. m.	3 p. m.	.....	.....	.....
Federal Relations.....	.....	2 p. m.	.....	.....	9 a. m.	.....
Room 21—						
Railroads.....	.....	3 p. m.	.....	3 p. m.	.....	.....
Educational Institutions.....	2 p. m.	.....	.....	.....	2 p. m.	.....
Banks.....	.....	.....	2 p. m.	.....	9 a. m.	.....
Labor.....	9 a. m.	.....	.....	.....	.....	2 p. m.
Room 22—						
Judiciary.....	.....	3 p. m.	3 p. m.	.....	3 p. m.	3 p. m.
Constitutional Amendments.....	3 p. m.	.....	.....	3 p. m.	.....	.....
Enrolled Bills.....	.....	.....	.....	.....	.....	.....
Room 23—						
Agriculture.....	.....	9 a. m.	.....	9 a. m.	.....	4 p. m.
Cities and Towns.....	3 p. m.	2 p. m.	.....	2 p. m.	.....	.....
Room 24—						
Ways and Means.....	2 p. m.	.....	2 p. m.	.....	2 p. m.	.....
Appropriations.....	.....	2 p. m.	.....	2 p. m.	.....	2 p. m.
Charitable Institutions.....	9 a. m.	.....	.....	9 a. m.	.....	.....
Room 25—						
Sec'y and Journal Clerks.....	.....	.....	.....	.....	.....	.....
Room 26—						
Engrossed Bills.....	.....	.....	.....	.....	.....	.....
Public Lands.....	.....	3 p. m.	.....	.....	.....	3 p. m.
Pub. B'ld'gs and Dem Sentors	.....	.....	3 p. m.	.....	3 p. m.	.....
Room 28—						
Insurance.....	1:30 p. m.	.....	1:30 p. m.	.....	.....	.....
Schools.....	.....	2 p. m.	2 p. m.	.....	2 p. m.	.....
Penitentiaries and Pardons...	3 p. m.	.....	.....	.....	3 p. m.	.....
Room 29—						
Building and Loan Assn's....	1:30 p. m.	.....	.....	1:30 p. m.	.....	.....
Printing.....	.....	2 p. m.	.....	.....	2 p. m.	.....
Compensation Public Officers	3 p. m.	.....	.....	3 p. m.	.....	.....

Respectfully submitted,

WARREN GARST,
W. A. MCINTIRE,
J. H. TREWIN,
THOS. D. HEALY.
Committee.

Adopted.

The Journal of yesterday was taken up and corrected.

President Milliman announced that the hour had arrived for memorial services of ex-Governor Carpenter.

Senator Healy reported the following resolution from the committee appointed to prepare resolutions respecting the death of ex-Gov. C. C. Carpenter.

The committee appointed to report to the Senate resolutions respecting the death of ex-Governor Carpenter beg leave to report the amended resolutions:

Resolved, By the Senate: That we have heard with sorrow of the death of ex-Governor Carpenter, and we herewith record our great appreciation of his public services as teacher, legislator, soldier, congressman and governor.

We know that none has held higher ideals, and few have been more effective in the upbuilding of good government in this commonwealth. His earnest and Christian life, combined with an uncommon prudence and foresight brought to him the good will and confidence of all.

The great influence of Governor Carpenter was acquired solely by his worth, and we now see in his public utterances and in the enactments secured by him how fully he recognized the necessities of Iowa, and how accurately he anticipated remedial legislation.

On the death of this pioneer citizen and lawmaker, Iowa suffers the loss of a just man who to the full measure has done his state and nation a service that endures, be it further

Resolved, That these resolutions be entered in the Journal, and that the President of the Senate send to the widow of Governor Carpenter a duly authenticated copy of all Journal entries respecting these memorial exercises.

THOS. D. HEALY,
W. F. HARRIMAN,
L. R. BOLTER,
Committee.

President Milliman introduced Governor Shaw, who addressed the Senate in eulogy of ex-Governor Carpenter, as follows:

It was my sad privilege in the spring of 1898 to attend the funeral of Governor Carpenter. From the porch of what had been for so many years his humble home I could see both to the left and to the right people massed for an entire block, and out in front two blocks. As far as one could distinguish, both men and women could be seen in tears. I remember distinctly one aged colored woman crowding her way through the mass of people for a seat on the edge of the porch, and when she reached it she fell half prostrate in a paroxysm of grief. It was the most impressive occasion of the kind I have ever witnessed. Some of the factors essential to

the explanation of this demonstration of regard I then knew; others I have learned since. Mr. Jas. C. Savery of this city tells this incident. In 1854, while he was proprietor of an early hotel in Des Moines, Mr. Carpenter, then a young man of 24 years, was his guest. In the morning when he went to pay his bill, Mr. Savery discovered that it was taking the last 50 cents the young man had, and he said to him. "Never mind about paying this now. Send it to me when you can." But Mr. Carpenter declined, saying, "I will pay as I go;" and he walked from Des Moines to his Fort Dodge home.

If I am correctly advised, he taught the first term of school in Webster county. He founded a home there, was a husband and a father; was a neighbor and a friend; was county surveyor and government surveyor; was member of the school board; superintendent of the Sunday school; represented his district in the state legislature; enlisted as a private in the army; was promoted to the position of paymaster by a commission bearing the signature of Abraham Lincoln. He was chief executive of his state for two terms. He represented his district for two terms in congress, and was again returned to the general assembly. In no one of these positions was he pre-eminent.

Most of his life was spent as a humble citizen. He was a neighbor and a friend; the advisor of all. The rich and the poor, the exalted and the lowly, came to him for counsel, and were never turned away unaided. His church life was also ideal. He knelt at the altar with his neighbors and his neighbors' children. He taught in matters temporal and spiritual. As a public official he met every requirement, and there was never a flaw or a taint of a suspicion of evil, so far as I have been able to learn, in his private life, and there was certainly none in his public service.

He was a speaker of no mean ability, but he was not an orator in the popular acceptation of the term. As a legislator he was wise, conservative, and faithful to his constituents. He was not brilliant, nor was he a pronounced leader in any reform. As a chief executive he carefully guarded the departments of state government, and conserved all interests.

He was a never failing friend. The clasp of his hand was always warm and the throbbing of his great heart was always kind and responsive. During the last few years of his life after he had retired from public service, his thought was largely given and his time largely spent in returning kindnesses, and there never was any task imposed or any favor asked that it was not a pleasure for him to grant and perform.

History may never record Cyrus C. Carpenter as among the great. Nevertheless, measured by all that goes to make manhood, by all that tests the public servant, measured by the highest standards of citizenship and official life, Cyrus C. Carpenter was great. His greatness consisted in the elements which are within the reach of all and attained by few. Those who knew him best loved him most, and no one who knew him could fail to appreciate his true manliness, the exalted standards of life which he had set for himself, and to which ideals he measured up more closely than men are wont to do.

President Milliman introduced ex-Governor Larrabee, who also addressed the Senate in memory of ex-Governor Carpenter as follows:

Mr. President and Senators:

I thank you for the honor of this invitation to join with you on this occasion of your paying a tribute to the memory of Hon. C. C. Carpenter. Any words at my command will give but a feeble expression of my appreciation of his high character, and of the valuable services that he rendered to the people of our state. It is profitable, as well as a moral duty for those clothed with high responsibilities as you are, to turn aside occasionally from the ordinary work, and commune with the spirits of those who have passed away, and to whom is due a debt of lasting gratitude for the blessings and great prosperity secured to the people through their labors.

Governor Carpenter was born, from sturdy New England stock, November 24, 1829, in Susquehanna county, Pa. He was left an orphan at 12 years of age. He worked in a tailor shop, at farming and school teaching, until at the age of 18, he set his face westward, spending a few years in Ohio and Illinois, and reached Iowa in 1854. Here he soon engaged as a government surveyor, in dividing townships west of Ft. Dodge. He distinguished himself as a member of the famous expedition in March 1857, to relieve the settlers near Spirit Lake from a murderous attack of Indians. Being familiar with the country, he opened a private land office and engaged in surveying and platting lands for those seeking homes. In this he found profitable business for three years, when he was elected in the fall of 1857 member of the legislature from his district, composed of nineteen counties, and took his seat at the first session of the legislature held at Des Moines in 1858. In 1861, on the breaking out of the rebellion he volunteered. His worth was recognized, and he was soon appointed captain in the subsistence department, and in 1864 was promoted lieutenant-colonel, and served as a staff officer with Generals Logan Dodge, and Rosecrans, until the end of the war, and was mustered out with the brevet rank of colonel in 1865. Returning to Ft. Dodge, he set about to improve a farm of which he was the owner. He was elected registrar of the state land office in 1865, and re-elected in 1867. It was at that time that my acquaintance with him commenced, and my relations with him, were intimate until the day of his death. I received a personal letter from him, and the telegram from his family announcing his death, at the same time.

The state land office at that time was an important one, and the duties imposed upon the registrar were great, as more than 5,000,000 of acres of land had been granted to the state by the national government for various purposes. No one can read his reports of that office without being impressed with his foresight, and his painstaking efforts to conscientiously serve and protect the interests of the settlers, and of the state.

In his first report he stated: "When the history in future years comes to record the rapid progress of Iowa in wealth and education, the forecast of the legislature, to whom the people have entrusted the management of their munificent land grants bestowed upon her, to aid in the establishment of the common school system, and in the construction of long lines of railway, will contribute one of its most interesting chapters. In that chapter, those who come after us will read the wisdom or folly of the men of to-day."

Governor Carpenter was a man of deep feelings, and had a keen sense of justice, and a puritanical hatred of oppression, and he never hesitated to

express his indignation of wrong, whether committed by persons in high positions and of great influence, or otherwise. In reference to the diversion of a land grant from the purpose for which the grant was originally made, he said: "It is cold cruelty, and an unmitigated outrage that after having endured the curse of this land grant for years, compensated only by the hope of its ultimately partially repaying them for its inconvenience that at this late date, when, rejoicing in the promised assurance that the hope of years was about to be realized, it is discovered at last that the prospects, founded upon land grants, turned to ashes upon the lips of the people."

In 1870 he published a little volume entitled "Instructions to County Surveyors." In 1871 he was elected governor of the state, and was inaugurated in January, 1872. He was re-elected in 1873. His inaugural messages are documents of rare merit, showing great comprehension of the future, and replete with wise recommendations. In his first message, after referring in a few lines to national affairs, he proceeded to discuss issues pertaining especially to Iowa, and her people. He invited thought and energy to the development of our intellectual and material resources. Slavery had recently been abolished, and he discussed the various phases of questions pertaining to the promotion of the interests of free labor, and emphasized the fact that knowledge has greater power than capital, and hence, intelligence of the coming man will more effectually aid him than anything else. Therefore he urged improvement in the school system of the state, and especially the normal school, the university, and the agricultural college. He recognized that there is an analogy between systems formed by human agency, and the character of the people, and that moral and mental philosophy demonstrate the inability of people to remain stationary, that they must either go forward or they will involuntarily go backward. He cautioned legislators against the belief that some statute of talismanic power might be framed which would solve every social problem. He asked, "How shall the products of the soil be made to yield the largest return to the producer?" He encouraged home manufactures, and urged a greater diversification of industry.

Governor Carpenter was a safe and prudent adviser, and had no element of the financial boomer in his composition. He well realized the danger of encouraging extravagant, or even free expenditures of public funds. He said that "another means of promoting results of industry by legislative influence is to keep the burdens of taxation down to the minimum standard. If the prudent man of business as a legislator, will act upon the same principle in regard to public expenditures, which he observes in the conduct of his own private affairs, he will measure his public duties by the standard that will seldom produce extravagance. That no appropriation ought to exceed the amount which can be economically applied to the purposes intended, as whatever confidence may be reposed in public officials they should not be tempted to extravagance. While it is proper to reform political abuses when they have been permitted to grow to overshadowing proportions, it is better for the people to keep so constantly on the alert as to give no opportunity for such abuses to develop."

He was one of the earliest and most able advocates of the rights of the people as against monopolies. In discussing the railway question, he

occupied advanced grounds, which at that time were by many considered radical and erroneous, but which are now admitted by nearly all intelligent persons to be correct. Prominent politicians and railway men claimed at that time, the same rights for the management of railway property as that of individuals in the management of private property.

He said, "I do not regard the]pretense that railways are beyond the control of law, in respect to fare and freights, as worthy of more than a moment's consideration. It cannot be conceded that a corporation, when asking the right of eminent domain, may avow the purpose of building a public highway, for which purpose alone it could hope to acquire this prerogative of sovereignty; and, when the right has been conferred and accepted and is enjoyed, may declare itself independent of statutory control, in the limitation of fares and freights, on the ground that a railway is private property. It has been said that both currency and internal communication between different portions of a state are exclusively the prerogatives of sovereignty. If therefore, banks owe a debt to the community as well as their stockholders for the prerogative franchises with which they have been clothed, there can be no question of the consideration due from the railways for their still greater privileges. As an individual cannot conclusively determine his own rights in respect to his dealings with community, it is not to be supposed that a vast moneyed power, subject to the restrictions of a common carrier, can assume prerogatives denied, in this regard, to a private citizen. It has always seemed to me that railroad men, to as great an extent at least as any other persons, would have a deep interest in the effectiveness and stability of wholesome statutes, as upon pure and just law the permanent value of their stocks and franchises alone depend; yet it is a fact that the possession of enormous franchises breeds a contempt for law. There can be no clearer duty, therefore, than for the state to maintain its power over railway and all other corporations of her own creation. And if Iowa ever abdicates this sovereignty, she will have proved herself unworthy the dignity of a free commonwealth."

He called attention to the evil habit of stock watering, and of allowing drawbacks to large dealers or favorites, and thus in effect driving small dealers from business, and breaking down competition, in the purchase of products. He recommended that maximum rates be established above which they may not be permitted to charge. He favored the appointment of a board of railway commissioners, and afterwards when it was provided for, he was called as one of the first members of the board to inaugurate its work.

He understood well that the nation or people that neglect the cultivation of the morals of its people are short-sighted and sure to be short-lived, He said: "But while so much may be expected from intellectual and material growth, I would not be understood as ignoring the fact that the future of Iowa is largely dependent upon the morals of her citizens."

He never dodged a live question, and he never courted the support of the vicious elements of society. The temperance question had no terror for him, and he did not seek to evade it. He had moral convictions and never supported a public policy that did not meet with the approval of his conscience. He foresaw the necessity of such a reformatory as is now recommended by

the board of control, and he recommended that the Anamosa penitentiary be used for that purpose. He recommended a board of charities, having a limited supervision of all benevolent, reformatory and penal institutions of the state, and to include also in the scope of its duties the examination and suggestion of improvements in the jails and poor houses of the counties. He recommended the legislature to give the people of Iowa an opportunity to express their judgment upon the proposed amendment to the constitution permitting woman suffrage. Like Abraham Lincoln, he believed in the good sense and intelligence of the people. As member of the board of railway commissioners he took an active part in making that board useful in protecting the interests of the people. As a department officer at Washington he was as faithful as a watchdog. As a member of congress, he took prominent part in the discussions upon the important questions and especially in protecting the rights of the settlers on the Des Moines river land grant. Notwithstanding he had occupied high positions in the gift of the people, he was always willing to serve them whenever they demanded his services, and he was again elected as a member of the Twentieth General Assembly. He was prominent in the business of that session, looking well after the interests of the state, never sparing himself from any work no matter how laborious. His services were continually in demand by the people, and he held positions of public trust more on account of their desire than of his own disposition. He was postmaster at Ft. Dodge at the time of his death.

His entire life was devoted to the principles of reform, and to the improvement of the condition of the people. As a public speaker he was forceful, always advocating such measures as he believed for the future welfare of the people, whether they were popular at the time or not. He had the prescience and statesmanship to see into the future, and his sympathy with the people never forsook him. He was honest, pure-minded, unselfish, plain, modest, and unassuming to a fault.

He was no man's man, but stood nobly erect upon his own individuality, and it can never be said that he was a representative of any interest hostile to the welfare of the people.

Whenever he saw his duty, either as a private citizen or public officer, he had the sublime courage to follow his convictions to their logical conclusions. The services rendered to the state of Iowa by him have added lustre to her history.

I learned to trust him as a brother. We have all reaped the benefits of his labor, and we serve our own interests and the future interests of the people of this state by the observance of his teachings.

Senator Bolter also addressed the Senate as follows:

"It took a well-nigh perfect man," he said, "to resist all the influences in those days when the railroads were playing fast and loose in Iowa politics, when C. C. Carpenter was in the midst of his active political life; and yet he was never even so much as suspected. In this regard he was one of the most remarkable men of his time. I knew him as legislator, as governor, and as member of congress. Almost any man, coming back to the legislature as he did, after being governor or congressman, might have been excused for some disposition to domineer. And when in this way, he

came back to the Nineteenth—or perhaps it was the Eighteenth General Assembly. I remember some of the younger members came to me and expressed the fear that with so experienced a man they would have little chance. ‘I know Governor Carpenter better than you,’ I said, ‘and you need not fear him.’ And in that assembly no man was more modest or more considerate and thoughtful of others than he. No man ever combined head and heart in a greater degree than did Governor Cyrus C. Carpenter.”

Then Senator Healy spoke as follows:

Mr. President:

I was absent from home when Governor Carpenter died, and was thus prevented from participating in the exercises commemorative of his death which was had at his home in Ft. Dodge. I felt that I might at least do this much to his memory, to ask this honorable body to set apart an hour wherein public expression might be given of the appreciation of one who spent his life in public service, and whose devotion to the interests of Iowa extended over a period of fifty years.

It is now my regret, and I presume ever will be, that I have not formally prepared my remarks on this occasion, but it has been suggested by my colleagues that, as I moved this resolution, I should say a few words in which expression might be given to the regard and love I entertained for Governor Carpenter. Owing to the intimacy that existed, and the interest always manifested by Governor Carpenter towards me, I almost feel that I am speaking of the memory of one who was related by ties of kinship.

When I first knew him, he had retired to a large extent from public life. I first heard of his name when, as a school boy, we were taught the names of those who filled the high offices in the state and nation, and it awakens retrospection when I recall that in the roll of years it was my good fortune and honor to know Governor Carpenter well, and to be permitted in this presence to pay him a short tribute.

The just review of Governor Carpenter by Governor Shaw, and the discriminating remarks of his life by ex-Governor Larrabee, present for our consideration one of the great pioneers who did in his own way some service for the state. The one feature of Governor Carpenter's life that stands as a mountain peak is the beneficial influence that comes from right living and good character. The life of Governor Carpenter is and ever will be an inspiration for noble and disinterested public service.

His mind was broad, not circumscribed to any one line of activity. He fully comprehended the future of his state, and knew its possibilities. He entered the civil war as a private and left the service on the staff of General Logan. Those who read his life will ever recall that he was courageous enough when the great transportation lines were playing fast and loose with the people of Iowa, to demand, in messages delivered to the legislature, the rights of the people as against the allied power of the railroad interests of the state. And in this presence it is refreshing to know and proclaim that this public servant who fearlessly declared “that the skeleton in the Iowa corn crib was the railroad rate between the Missouri river and the city of Chicago” did not go down to his grave as a reputed demagogue, but closed his career full of honors, his name and

fame secure, with the conviction widespread that no nobler, self-sacrificing nature ever served the commonwealth.

Governor Carpenter anticipated the future of the agricultural interests of the country, and aided to a great extent, as a member of congress, in the creation of the department of agriculture and making the secretary thereof a member of the president's cabinet, and in this era where wider markets are sought and required, it is satisfactory to us to know that the department thus created is filled by our able fellow citizen, James Wilson.

Governor Carpenter was no coward. He took an active part in the passage of the Clarke liquor law in the legislature, and came home from the legislature believing that laws were passed to be obeyed, and took an active part in the enforcement of that law. In the streets of Ft. Dodge at a time when there was much lawlessness, and men who were engaged in the enforcement of that law were threatened in their persons, there was one man who went and came as he chose, doing his duty as he saw it, who was always sacred from assault or harsh criticism, and whose motives were never questioned, for even the lawbreaker recognized the halo that surrounded the genial, lovable, honest Governor Carpenter.

Much can be found in the career of this man to encourage the faithful, public servant, who maintains his freedom from the blighting influence of special interests, and who declares and feels that he is no man's man. Governor Carpenter calmly and deliberately did his duty as God gave it to him to see that duty. If there are no other remarks, Mr. President, I move that the resolutions be adopted by a rising vote.

The resolutions were adopted.

Senator Garst moved that the addresses made upon the memorial resolution in honor of ex-Governor Carpenter, so far as they can be obtained, be published in the Journal of the Senate.

Carried.

Senator Cheshire asked unanimous consent to introduce a bill.

Consent was granted.

INTRODUCTION OF BILLS.

By Senator Cheshire, Senate file No. 29, a bill for an act providing for the taxation of the property of telegraph companies, and repealing portions of sections 1329, 1330 and 1331 of the code.

Read first and second time and referred to committee on Ways and Means.

Senator Mullan asked unanimous consent to introduce a bill which was granted.

By Senator Mullan, Senate file No. 80, a bill for an act to amend section 1178 of the code relating to the election of presidential electors.

Read first and second time and referred to committee on Judiciary.

Senator Blanchard offered the following concurrent resolution:

Resolved, By the Senate, the House concurring: That the joint convention to be held in the hall of the House on Wednesday, January 17, 1900, at 12 o'clock noon, for the purpose of reading the Journal of each house and declaring the election of a senator in Congress, shall also be for the purpose of electing a state printer and a state binder for the term commencing January 1, 1901.

Senator Blanchard moved the adoption of the resolution.

On this motion a roll call was demanded.

On the question, Shall the resolution be adopted? the yeas were:

Senators Allen, Arthaud, Bachman, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lyons, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin, Wallace.—34.

The nays were:

Senators Ball, Bolter, Lambert, Lister, Nolan, Porter, Tallman, Townsend, Wilson, Young.—10.

Absent or not voting:

Senators Alexander, Alberson, Emmert, Healy, McIntire and Smith.—6.

Adopted.

Senator Hayward offered the following resolution:

Resolved, That the Secretary of the Senate be and is hereby authorized and instructed to employ a stenographer to act as assistant to the Journal clerks and secretaries of the Senate.

Laid over under the rule.

The hour having arrived for joint convention, the President ordered the sergeant-at-arms to form the Senate in procession to proceed to the House.

JOINT CONVENTION.

The joint convention was called to order by Lieutenant Governor Milliman, President of the Senate, at 12:00 m., according to law.

The roll was then called.

Those present were:

Messrs. Alberson, Allyn, Anderson of Lyon, Anderson of Warren, Arthaud, Ayers, Bachman, Baker, Ball, Barkley, Barrett, Barringer, Bengston, Bennett, Bishop, Black, Blake, Blakemore, Blanchard, Blume, Bolter, Bowen, Boysen, Brighton, Buchanan, Byers, Campbell, Carr, Carter, Cheshire, Clark of Hamilton, Clarke of Dallas, Classen, Coburn, Cold, Conley, Cottrell, C owles, Craig, Crossley, Crouse, Cruikshank, Davis, Dodds, Downing, Dows, Dunham, Eaton of Fremont, Eaton of Mitchell, Edwards, Eiker, Finch, Fitchpatrick, Furry, Gorrell, Graff, Griswold, Hansman, Harbert, Harri-man, Hasselquist, Hawk, Hayward, Hazelton, Head, Healy, Hilsinger, Hinkle, Hobart, Hopkins, Hubbard, Hughes, Hurn, Jaeger, Jenks, Jones, Junkin, Keck, Kendall, Kent, Kerr, Kimball, Kirkwood, Koontz, Koto, Lambert, Letts, Lewis, Lister, Lyman, Lyons, McAleer, McArthur, McCurdy, McGinn, McIntire, Mardis, Marshall, Miller of Cedar, Miller of Fayette, Moffit, Mullan, Myers, Nicolaus, Nolan, Overfield, Patton, Payne, Penrose, Perrin, Porter, Prentis, Putnam, Roome, Santee, Sauer, Scott, Shambaugh, Stallcop, Stewart, Stratton, Stuckslager, Sweet, Tallman, Temple, Theophilus, Thuenen, Titus, Towner, Townsend of Calhoun, Townsend of Monroe, Trewin, Veneman, Wallace, Warren, Way, Wilson of Adair, Wilson of Buena Vista, Wilson of Clinton, Wilson of Keokuk, Wilson of Washington, Wise, Wright, Young—144.

Those absent were:

Messrs. Alexander, Emmert, Garst, Gibson, Smith, Sokol—6.

Senator Blanchard moved that the Journals of the two Houses for January 16th be read.

Carried.

The Secretary of the Senate then proceeded to read that part of the Journal of the Senate for Tuesday, January 16th, that referred to the election of a senator in congress.

The Chief Clerk of the House then read that part of the House Journal for Tuesday, January 16th, that referred to the election of United States senator.

From the reading of the Journals it appeared that upon Tuesday, January 16, 1900, the Senate and the House of Representatives balloted separately for United States senator with the following result:

IN THE SENATE.

John H. Gear received.....	33	votes
Fred E. White received.....	14	“
Absent or not voting.....	3	“

IN THE HOUSE.

John H. Gear received.....	78	votes
Fred E. White received.....	18	“
Absent or not voting.....	4	“

John H. Gear was then declared duly elected by the Twenty-eighth General Assembly of the state of Iowa as United States senator for the term of six years, beginning March 4, 1901.

The following certificate of election was then signed and read in the presence of the joint convention.

STATE OF IOWA.
HALL OF THE HOUSE OF REPRESENTATIVES, }
January 17, 1900.

This is to certify that at a meeting of the two houses of the general assembly of the state of Iowa in joint assembly held on Wednesday, the 17th day January, 1900 at noon, a majority of all the members being present, it was found upon examination of the journals of the houses that upon the day before, the same being the second Tuesday after the meeting and organization of the general assembly, each house had by roll call of the members present named John H. Gear, for senator in congress for the state of Iowa for the term commencing on the 4th day of March, 1901; and the same person, to wit, John H. Gear, had received a majority of all the votes in each house. Whereupon, said joint assembly formally declared said John H. Gear, of Des Moines county, duly elected senator to represent the state of Iowa in the congress of the United States for the term of six years beginning on the 4th day of March, 1901.

GEO. A. NEWMAN, <i>Secretary of Senate.</i>	J. C. MILLIMAN, <i>President of Senate and Joint Assembly.</i>
S. M. CART, <i>Clerk of House of Representatives.</i>	D. H. BOWEN, <i>Speaker of the House.</i>

Mr. Prentis moved that we proceed to the election of state printer and binder.

On motion of Senator Titus the motion was laid on the table.

The Journal of the joint convention was then read and approved.

Mr. Kendall moved that the joint convention be dissolved
Carried.

Senate returned from joint convention.

Senator Blanchard moved that the Senate do now adjourn.

Senator Garst moved to amend, that when the Senate adjourn it be until 10 o'clock to-morrow morning.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, January 18, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. A. M. Colston of Burlington, Iowa.

PETITIONS AND MEMORIALS.

Senator Lambert presented petition of citizens of Clayton county asking for better protection of fish.

Referred to committee on Fish and Game.

Senator Hayward presented petition in favor of compulsory education.

Referred to committee on Schools.

Senator Lister presented petition of citizens of Orange City and vicinity, in relation to sympathy with the Boers.

Referred to committee on Federal Relations.

Senator Ball presented petition of students of medical department of Iowa State university relating to the admission of graduates of said department to the practice of medicine.

Referred to committee on Public Health.

Senator Ball presented petition of students of the homeopathic medical department of Iowa State university relating to the admission of graduates of said department to practice of medicine.

Referred to committee on Public Health.

Senator Nolan presented petition of school board of Cascade, of Dubuque county, asking for legislation granting right of

independent action of members of school board regarding employing of teachers and of commencing of terms.

Referred to committee on Schools.

INTRODUCTION OF BILLS.

By Senator Titus, Senate file No. 31, a bill for an act to prohibit the letting by contract of the convict labor of state penitentiaries, and providing for the employment of convicts for the state and for counties therein, and manufacture of supplies for state and county institutions.

Read first and second time and referred to committee on Judiciary.

By Senator Titus, Senate file No. 32, a bill for an act to promote the establishment and efficiency of free public libraries and public school libraries.

Read first and second time and referred to committee on Libraries.

By Senator Finch, Senate file No. 33, a bill for an act to amend sections 2390 and 2393 of the code, relating to bonds of pharmacists.

Read first and second time and referred to committee on Pharmacy.

By Senator McIntire, Senate file No. 34, a bill for an act providing for the cutting of weeds on public roads.

Read first and second time and referred to committee on Public Highways.

By Senator Hobart, Senate file No. 35, a bill for an act to amend section 5034 of the code, relating to using blasphemous or obscene language.

Read first and second time and referred to committee on Judiciary.

By Senator McArthur, Senate file No. 36, a bill for an act in relation to the state penitentiaries and to authorize and regulate the paroling of convicts.

Read first and second time and referred to committee on Penitentiaries and Pardons.

By Senator Young, Senate file No. 37, a bill for an act authorizing the executive council to have surveyed and to convey an island newly formed by deposit and accretion in the Mississippi river and located off the southeastern boundary of Green Bay township, in Lee county, Iowa, and being a part of township 68, north range 3, west of the fifth principal meridian, in said county and state.

Read first and second time and referred to committee on Judiciary.

By Senator Porter, Senate file No. 38, a bill for an act to define the place of bringing an action against any corporation, company or person operating or maintaining a coal mine.

Read first and second time and referred to committee on Judiciary.

By Senator Lyons, Senate file No. 39, a bill for an act to repeal section 1306 of the code.

Read first and second time and referred to committee on Ways and Means.

By Senator Gorrell, Senate file No. 40, a bill for an act to amend section 720 of the code, relating to gas works and electric light plants.

Read first and second time and referred to committee on Cities and Towns.

By Senator Lister, Senate file No. 41, a bill for an act to amend section twenty eight hundred and forty nine (2849) of the code, relating to loans of the permanent school fund.

Read first and second time and referred to committee on Ways and Means.

By Senator Hayward, Senate file No. 42, a bill for an act to repeal sections 3050, 3051 and 3052 of the code, relating to days of grace.

Read first and second time and referred to committee on Banks.

By Senator Hayward, Senate file No. 43, a bill for an act to amend section 2582 of the code, relating to the admission to practice of students of the medical department of the State university.

Read first and second time and referred to committee on Judiciary.

By Senator Mullan, Senate file No. 44, a bill for an act to provide for the support and development of the State Normal school at Cedar Falls, Iowa, and making appropriation therefor.

Read first and second time and referred to committee on Appropriations.

By Senator Fitchpatrick, Senate file No. 45, a bill for an act to making appropriations for repairs on the rooms in the capitol building now occupied by board of control, and for furnishing the same.

Read first and second time and referred to committee on Appropriations.

By Senator Harriman, Senate file No. 46, a bill for an act to amend section 5373 of the code, relating to the offering of evidence on the part of the state in the trial of criminal actions.

Read first and second time and referred to committee on Judiciary,

By Senator Perrin, Senate file No. 47, a bill for an act to provide for the finishing and furnishing of the historical building and support of said department.

Read first and second time and referred to committee on Appropriations.

By Senator Penrose, Senate file No. 48, a bill for an act to provide for collection of personal taxes.

Read first and second time and referred to committee on Ways and Means.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has refused to concur in the following concurrent resolutions in which the concurrence of the House was asked.

Concurrent resolution relative to the election of United States senator; also state printer and binder.

S. M. CART,
Chief Clerk.

On request of Senator Craig, leave of absence was granted Senator Eaton until January 29th.

Senator Titus submitted the following report which was read and ordered printed in the Journal.

STATE OF IOWA.

OFFICE OF SECRETARY OF STATE.

I, G. L. Dobson, secretary of the state of Iowa, do hereby certify that I selected the papers below named, being two (2) in each congressional district in the state of Iowa, to publish Joint resolution No. 1, as passed by the regular session of the Twenty-seventh General Assembly, proposing to amend the constitution of the state of Iowa so as to provide for biennial election.

First Congressional district—Mt. Pleasant Journal; Keokuk Gate City.

Second Congressional district—Maquoketa Excelsior; Maringo Republican.

Third Congressional district—Iowa Falls Sentinel; Dubuque Times.

Fourth Congressional district—Worth County Index; Marble Rock (The Weekly.)

Fifth Congressional district—Vinton Eagle; Marion Register.

Sixth Congressional district—Oskaloosa Herald; Davis County Republican.

Seventh Congressional district—Dallas County News; The Representative.

Eighth Congressional district—Clarinda Journal; Creston Gazette.

Ninth Congressional district—Logan Observer; The Guthrian.

Tenth Congressional district—The Republican; Winnebago Summit.

Eleventh Congressional district—Sheldon Mail; Newell Mirror.

And I further certify that said Joint resolution No. 1 was published in said papers for the period of three months previous to the general election for members of the Twenty-eighth General Assembly, as provided by law.

In testimony whereof, I have hereunto set my hand and caused to be affixed the official seal of the secretary of state of the state of Iowa, this 15th day of December, A. D. 1899.

G. L. DOBSON,
Secretary of State.

{ SEAL. }

Senator Nolan submitted the following report from the select committee appointed to draft resolutions on the death of Senator F. E. Malloy, late of Dubuque county.

Whereas, We have learned with sorrow of the death of Senator F. E. Malloy, member of the Senate of the Twenty-seventh General Assembly, from the Thirty-fifth Senatorial district of our state, therefore be it

Resolved, That in his removal from the scenes of earthly activity the state of Iowa has lost a good citizen, the members of our senate a valued associate, and all within the circle of his hearty sympathy a true and loyal friend; the Thirty-fifth Senatorial district an able and faithful legislator.

A young man without wealth or the influence which it imparts, he exemplified in his honorable and successful career the possibilities of our country to the earnest and deserving youth.

We tender our sympathy to his bereaved friends and commend the virtues which won for him the respect and affection of his neighbors to the emulation of all.

Resolved, That these resolutions be spread at length in the Journal of this Senate and an engrossed copy be furnished to the family of the deceased.

THOS. F. NOLAN,
WM. B. PERRIN,
CLAUDE R. PORTER,
Committee.

Senator Nolan addressed the Senate in memory of Senator Malloy as follows:

MR. PRESIDENT—With feelings of the most sincere regret for his early demise and the most profound regard for his nobility of character, we offer these resolutions of respect to the memory of my youthful colleague of this House during the last past session. A young man, born, and who grew to manhood on Iowa soil, educated in Iowa's institutions of learning, he graduated from the law department of our State university. Entering upon active life he formed a law partnership with a fellow graduate of the same class, engaging in their chosen profession in our city of Dubuque. Taking a deep interest in public affairs, which, coupled with his ability as an orator and his honesty and determination of purpose, soon led to his being chosen by the electorate of our county to the honored position of member of this House, where, during the session of the Twenty-seventh General Assembly, he served with marked ability the varied needs of his large constituency, winning the admiration and friendship of every member of that session.

Senator Perrin also addressed the Senate as follows:

At the meeting of the twenty-seventh General Assembly of Iowa, there came as the Senator from Dubuque county, Francis E. Malloy, an attorney, 28 years of age. He was the youngest member of the body. He had been elected to represent a leading county of the state. His constituency controlled great wealth, fostered extensive commercial, manufacturing and mercantile industries. His city was a center of learning and intellectual activity, and had produced many eminent and distinguished citizens commanding great influence in the state and nation.

Naturally much was expected of the young legislator, the burdens imposed upon him were great. How well he discharged the difficult and arduous duties of his responsible office, his constituents, and we who were his associates are ready to attest. He proved himself thoroughly competent, and was prompt to meet every emergency. While pronounced and forceful in maintaining his opinions, he was courteous and considerate of the rights of others. He early gained the respect of the entire Senate, and bore away with him the esteem of all at the close of the session. Of him it can well be said:

“His life was gentle, and the elements so mixed in him; that nature stand up,
And say to all the World. *This was a man!*”

How startling was the news that came to each of us, that Senator Malloy was dead. The sorrow produced by the sad intelligence was universal and profound. And to-day we bow under the shadow of our great loss. Regretfully and tearfully we submit to the decree that has taken from us our beloved friend. We know that we shall not look upon his form again, we shall no more gaze into his intelligent countenance, nor listen to his persuasive oratory. He is gone from us, and we sigh in vain for the

“Touch of a vanished hand,
And the sound of a voice that is still.”

Why the rich promise of future success and usefulness was frustrated by this untimely death is a problem that finite wisdom cannot solve, and in helpless perplexity we seek aimlessly for consolation in our distress. A ship passes before our mental vision, from keel to topmast pennon it is perfect in every detail; under a clear sky, with all its sails filled by favoring breezes it walks upon the water like a thing of life, swiftly it cuts the crested waves, carrying its burden of precious lives and costly merchandise. On it are centered fond hopes and anticipations. As we gaze wrapped in admiration at this thing of beauty, suddenly it strikes a hidden reef and is quickly buried in the vortex of the sea! A momentary shudder passes over us. Another scene presents itself. Stranded on a barren beach, deserted and neglected is the wreck of a ship that has buffeted the waves and withstood the storms in many voyages until storm-racked and distorted it has been abandoned. Its tattered sails, its rotting spars, its falling masts, its weather-scarred and gaping hull present a picture of desolation. Its long and profitable service are forgotten in the deformity of its decadence. But the ship that went down in mid-ocean, in our imagination ever sails majestically upon a summer's sea.

The life of Senator Malloy furnishes a beautiful picture to hang on memories' wall. We garland it with his many virtues, and bedeck it with pleasant recollections.

He was translated from time to eternity in the full vigor and strength of early manhood, with honors thick upon him, and the future beckoning him to still greater distinction. Old age will never overtake him. To those who knew him he will be always young. And he will be ever remembered as he was when called from the scenes of his useful life.

Who can say whether it were better to fall early in the conflict of life, sinking to rest crowned with honor, in the full possession of mental faculties, under a sky bright with hopes and anticipations; or to totter to the tomb, bearing the scars of many battles, bowed with cares, and burdened with years, cankered with disappointments and deformed by mistakes.

Ah! many times are we inclined to sympathize with the ancients in the belief that those whom the gods love die early. And to cry out thrice happy those who in youth descend to the shades.

Were we permitted to gather about the windowless tenement where our brother sleeps and the power was vouchsafed to rouse him from his peaceful slumber, who of us would venture to call him forth to confront anew the trials and vicissitudes of life? Would we not rather reverently and lovingly join in placing a wreath of remembrance upon his grave; saying, brother rest in peace, thy life work has been well done, thy warfare is accomplished. And join in the Christian's exultant refrain:

"O grave! where is thy victory;
O death! where is thy sting."

Report of the committee was adopted by a rising vote.

Senator Hobart moved that the remarks of Senators Nolan and Perrin be spread upon the minutes and printed in the Journal.

Carried.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled:

Senate file No. 1, a bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the cities of Clinton, Creston and Oskaloosa, in the state of Iowa, for the erection of public buildings thereon.

Also:

Senate Joint resolution No. 2, relating to the selection of additional employes of the Twenty-eighth General Assembly, and fixing their salaries and the manner of payment thereof.

Also:

Senate file No. 12, a bill for an act to appropriate \$3,500, or so much thereof as may be necessary, to pay additional employes of this General Assembly.

F. L. ARTHAUD,
Chairman Senate Committee.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT AND MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

Senate file No. 1, a bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the cities of Clinton, Creston and Oskaloosa, in the state of Iowa, for the erection of public buildings thereon.

Also:

Senate Joint resolution No. 2, relating to the selection of additional employees of the Twenty-eighth General Assembly, and fixing their salaries and the manner of payment thereof.

Also:

Senate file No. 12, a bill for an act to appropriate \$3,500, or so much thereof as may be necessary to pay additional employees of the general assembly.

J. P. LYMAN,
Chairman House Committee.

F. L. ARTHAUD,
Chairman Senate Committee.

Ordered passed on file.

President Milliman then announced that he had signed in the presence of the Senate, Senate files numbers one (1) and twelve (12), and joint resolution number two (2).

Senator Craig moved that the Senate take up House messages.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has refused to concur in the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution relative to election of United States senator; also state printer and binder.

S. M. CART,
Chief Clerk,

Passed on file

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has adopted the following resolution of the joint committee in which the concurrence of the Senate is asked:

In relation to the appointment of mail carrier.

S. M. CART,
Chief Clerk.

Passed on file.

The joint committee on appointment of mail carrier presented the following report:

MR. PRESIDENT AND MR. SPEAKER—Your committee appointed by the Senate and House to select a mail carrier report that they have had the matter under consideration and have selected John W. Omer from Freemont county for the position of mail carrier for the Twenty-eighth General Assembly from this time until and including the 2d day of March, 1900, and have selected J. C. Hefflefinger from Grundy county for said position from and after the 2d day of March, 1900.

WM. EATON,
Chairman of Senate Committee.

GARDNER COWLES,
Chairman of House Committee.

Senator Craig moved the adoption of the report of committee.

Adopted.

The Journal of yesterday was taken up, corrected and approved.

Senator Penrose moved that the Senate adjourn until 10 o'clock to-morrow morning.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, January 19, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. W. J. Hastie of Altoona, Iowa.

On request of Senator McIntire, leave of absence was granted Senator Townsend.

On request of Senator Tallman, leave of absence was granted Senator Bolter.

PETITIONS AND MEMORIALS.

Senator McArthur presented petition from barbers of Burlington, Iowa, asking for the passage of the barbers' bill.

Referred to committee on Judiciary.

Senator Lambert presented petition from citizens of Fayette county, asking for better protection of fish.

Referred to committee on Fish and Game.

INTRODUCTION OF BILLS.

By Senator Hubbard, Senate file No. 49, a bill for an act relating to water works and to amend chapter 5, title 5, of the code, relating to the purchase and construction of water works as amended by chapter 23 of the laws of the Twenty-seventh General Assembly.

Read first and second time and referred to committee on Cities and Towns.

By Senator Hubbard, Senate file, No. 50, a bill for an act to provide for and aid in the erection of a memorial to Sergeant Charles Floyd.

Read first and second time and referred to committee on Appropriations.

By Senator Hubbard, Senate file No. 51, a bill for an act to regulate the purchase, sale and transfer of stocks of goods, wares and merchandise in bulk.

Read first and second time and referred to committee on Judiciary.

By Senator Wallace, Senate file No. 52, a bill for an act to repeal section 1570 of the code relating to the trimming of hedges.

Read first and second time and referred to committee on Highways.

By Senator Bishop, Senate file No. 53, a bill for an act to legalize the official acts of Isaac Mathews, C. H. Fotser, W. H. Butler and J. H. Scrogum, justices of the peace, in and for Mendon township, Clayton county, Iowa, from January 1, 1895, to January 1, 1899.

Read first and second time and referred to committee on Judiciary.

By Senator McIntire, Senate file No. 54, a bill for an act to amend section seven hundred and thirty-two (732) of chapter 4, title 5 of the code by providing for the levy of a library tax in cities of the first class, having a population of less than 25,000.

Read first and second time and referred to committee on Cities and Towns.

By Senator Wilson, Senate file No. 55, a bill for an act to provide additional remedies for the protection of game, fowls and birds.

Read first and second time and referred to committee on Fish and Game.

By Senator Alberson, Senate file No. 56, a bill for an act to amend section 1417 of the code relating to the refunding of taxes.

Read first and second time and referred to committee on Judiciary.

By Senator Hayward, Senate file No. 57, a bill for an act making appropriations for the Iowa Soldiers' Orphans' home at Davenport.

Read first and second time and referred to committee on Appropriations.

By Senator Ball, Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Allyn, Senate file No. 59, a bill for an act to amend chapter seven (7) of the title five (5) of the code entitled, of street improvements, sewers and special assessments.

Read first and second time and referred to committee on Cities and Towns.

By Senator Lewis, Senate file No. 60, a bill for an act amending section five hundred and seventy-six (576) of the code relating to the duties of township clerk.

Read first and second time and referred to committee on Judiciary.

By Senator Lewis, Senate file No. 61, a bill for an act repealing section 4261 of the code, relating to attorneys' fees in partition cases.

Read first and second time and referred to committee on Judiciary.

By Senator Lewis, Senate file No. 62, a bill for an act to appropriate \$494 to reimburse Poweshiek county, expenses of the extradition from Mexico of Richard Rowe.

Read first and second time and referred to committee on Claims.

By Senator Lewis, Senate file No. 63, a bill for an act relating to the compensation of attorneys appointed for defense of indigent persons charged with crime, and for repeal of section 5314 of the code.

Read first and second time and referred to committee on Judiciary.

By Senator Tallman, Senate file No. 64, a bill for an act to amend section twenty-four hundred and thirty-three (2433) of the code relating to duties of assessors.

Read first and second time and referred to committee on Cities and Towns.

By Senator Cheshire, Senate file No. 65, a bill for an act providing for the taxation of the property of telephone companies and repealing sections 1328, 1329, 1330 and 1331 of the code.

Read first and second time and referred to committee on Ways and Means.

By Senator Cheshire, Senate file No. 66, a bill for an act providing for the taxation of the property of express companies and repealing sections 1345 and 1346 of the code, and chapter 31 of the acts of the Twenty-seventh General Assembly.

Read first and second time and referred to committee on Ways and Means.

Senator Titus introduced the following resolution and moved its adoption:

Resolved, That when the Senate adjourns today, it be until 2 o'clock Monday January 22d.

On the question, Shall the resolution be adopted?

The yeas were :

Senators Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Classen, Craig, Fitchpatrick, Gorrell, Hazelton, Hobart, Hubbard, Lewis, McArthur, Moffit, Titus—17.

The nays were :

Senators Alberson, Bishop, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Healy, Hopkins, Junkin, Lambert, Lister, Lyons, McIntire, Mardi, Mullan, Nolan, Penrose, Porter, Smith, Tallman, Wallace, Wilson, Young—25.

Absent or not voting :

Senators Alexander, Bolter, Cheshire, Eaton, Emmert, Perrin, Townsend, Trewin—8.

So the resolution was lost.

Senator Blanchard made the following motion and moved its adoption:

I move that the committee of Congressional and Judicial districts be assigned to room 19 instead of room 20.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 3, a bill for an act to amend section twenty-seven hundred and forty-three (2743) of the code, relating to school districts.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 18, a bill for an act appropriating the sum of \$1,440 to the supreme court contingent fund beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass..

WARREN GARST,
Chairman.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, Senate file No. 1, a bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the cities of Clinton, Creston and Oskaloosa, in the state of Iowa for the erection of public buildings thereon.

Also:

Senate file No. 12, a bill for an act to appropriate thirty-five hundred dollars or so much thereof as may be necessary to pay additional employees of the General Assembly.

F. L. ARTHAUD,
Chairman.

January 19, 1900.

REPORT OF COMMITTEE.

Senator Garst, from the Committee on Appropriations, submitted the following report :

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 18, a bill for an act appropriating the sum of \$1,440 to the supreme court contingent fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Senator Garst asked unanimous consent to take up Senate file No. 18, which was granted.

The Secretary read the bill for information.

On motion of Senator Garst, Senate file No. 18, a bill for an act appropriating the sum of \$1.440 to the supreme court contingent fund, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee adopted.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazleton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Snith, Tallman, Titus, Wallace, Wilson, Young—40.

The nays were:

None.

Absent or not voting:

Senators Alexander, Blanchard, Bolter, Cheshire, Eaton, Emmert, Lewis, Nolan, Townsend, Trewin—10.

The bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE TO SELECT ADDITIONAL EMPLOYEES.

MR. SPEAKER AND MR. PRESIDENT—Your committee appointed to recommend additional employees of the general assembly beg leave to recommend the adoption of the following joint resolution.

H. M. LETTS,
W. C. SLUCKSALGER,
On part of House

J. H. TREWIN,
GEO. S. ALLYN,
J. M. JUNKIN,
On part of Senate.

Joint resolution No. 4 recommending additional employes and fixing their compensation and manner of payment thereof.

Be it resolved by the General Assembly of the State of Iowa:

Section 1. That the Speaker of the House and President of the Senate be and are hereby authorized and directed to certify to the auditor of state, in accordance with Joint resolution No. 2, the name of Hugh King as entitled to \$36.00 for twelve days' service as temporary mail carrier.

Sec. 2. That Alden Frisk be appointed additional janitor at a salary of \$60.00 per month for the session and be assigned to duty by the custodian.

Sec. 3. That D. W. Shean, Keokuk county, be appointed janitor in place of Will Kirkpatrick of Mahaska county, who did not accept the position.

Sec. 4. That the time of above named employes be certified and warrants drawn in their favor in accordance with Joint resolution No. 2.

On motion of Senator Trewin joint resolution No. 4, with report of joint committee recommending its adoption was taken up, considered, and the report of the committee adopted.

Senator Trewin moved that the rule be suspended, and that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

On the question, Shall the joint resolution pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Fitchpatrick, Garst. Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Titus, Trewin, Wallace—36.

The nays were:

None.

Absent or not voting:

Senators Alberson, Blanchard, Bolter, Eaton, Emmert, Finch, Healy, Nolan, Smith, Tallman, Townsend, Wilson, Young—14.

So the joint resolution having received a constitutional majority was declared to have passed the Senate and the title agreed to.

The Journal of yesterday was taken up, corrected and approved.

Senator McArthur moved that the Senate adjourn until 10 o'clock A. M. to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, January 20, 1900. }

Senate met in regular session at 10 o'clock A. M., President *pro tem.* Harriman presiding.

Prayer was offered by Rev. W. R. Baldbridge of Des Moines.

On request of Senator Tallman, leave of absence was granted Senator Bolter.

On request of Senator Allyn, leave of absence was granted Senator Fitchpatrick.

On request of Senator McIntire, leave of absence was granted Senator Townsend.

On request of Senator McIntire, leave of absence was granted Senator Emmert.

PETITIONS AND MEMORIALS.

Senator Blanchard presented petition of citizens from Mahaska county, Iowa, asking for the passage of a bill in regard to garnishment.

Referred to committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Titus, Senate file No. 67, a bill for an act to amend section 727 of the code, in relation to the powers of cities and towns to establish free public libraries.

Read first and second time and referred to committee on Libraries.

By Senator Bachman, Senate file No. 68, a bill for an act to amend section 1743 of the code, in relation to the selection of the third arbitrator or umpire when arbitration or appraisement is stipulated for in policy of insurance and demanded.

Read first and second time and referred to committee on Insurance.

By Senator Brighton, Senate file No. 69, a bill for an act to amend the laws of Iowa concerning insurance other than life by repealing section 1742, and recommending a substitute therefor.

Read first and second time and referred to committee on Insurance.

By Senator Lambert, Senate file No. 70, a bill for an act to abolish the offices of the state printer and state binder, and to revise and amend the statutes in relation to state printing and binding, and to provide for the letting of the same by contract.

Read first and second time and referred to committee on Printing.

By Senator Trewin, Senate file No. 71, a bill for an act to amend section 1350 of the code relating to the assessment of property.

Read first and second time and referred to committee on Ways and Means.

By Senator Penrose, Senate file No. 72, a bill for an act making an appropriation for the purchase of 50,000 railroad commissioners' official maps to be distributed by members of the general assembly and also by the railroad commissioners.

Read first and second time and referred to committee on Appropriations.

By Senator Bishop, Senate file No. 73, a bill for an act to amend section 371 of the code, relating to duties of clerk of the district court, in relation to funds, moneys or securities deposited with the clerk, by administrations, trustees, etc.

Read first and second time and referred to committee on Judiciary.

By Senator Porter, Senate file No. 74, a bill for an act to amend section 2490 of the code, relative to the screening and weighing of coal.

Read first and second time and referred to committee on Mines and Mining.

By Senator Penrose, Senate file No. 75, a bill for an act to amend sections 1119 and 1120, chapter 3, title 6 of the code, relating to marking and counting ballots.

Read first and second time and referred to committee on Elections.

MESSAGE FROM THE HOUSE.

The following message was received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked :

Senate file No. 13, a bill for an act appropriating the sum of \$1,440 to the supreme court contingent fund.

S. M. CART,
Chief Clerk.

REPORTS OF COMMITTEES.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 6, a bill for an act to amend section 2667 of the code relating to the rate of interest to be charged in loaning the endowment fund of the State College of Agriculture and Mechanic Arts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Amend the title by inserting the word "for" before the word "an" in the first line.

Further amend the said title by inserting after the word "seven" in the first line, the figures "2667" in parenthesis.

That section 1 be amended by inserting after the word "seven" in the first line the figures "2667" in parenthesis, and that when so amended the bill do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Senator Blanchard, from the committee on Constitutional Amendments and Suffrage submitted the following report:

MR. PRESIDENT—Your committee on Constitutional Amendments and Suffrage, to whom was referred Joint resolution No. 1, being a joint resolution, proposing to amend the constitution of the state of Iowa so as to provide

for biennial elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with recommendation that the same do pass.

L. C. BLANCHARD,
Chairman Protem.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 13, a bill for an act to amend section 5258 of the code, relating to minutes to be kept by grand juries, beg leave to report the same back to the Senate with the recommendation that the title to the bill be amended by inserting after the 5258 in parenthesis, the words "of the code," and that when so amended the bill do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 14, a bill for an act to amend section four thousand, six hundred and eight of the code relating to communications in professional confidence beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the title to the bill be amended by inserting after the figures "4608" in parenthesis, the words "of the code," and when so amended that the bill do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary to whom was referred Senate file No. 15, a bill for an act to amend section four thousand and twenty-seven of the code, relating to notice of executors' sales, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman

Ordered passed on file.

Also :

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued, or hereafter issued by virtue of such election, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

By striking out the word "held" where it appears in line one of section 1, and inserting the same word in said line between the words "so" and "as."

Also, by striking out the words "a general election," in the sixth line of section 1, and inserting in lieu thereof the words "an annual meeting."

Also that section 1 be further amended by striking out the following words at the end thereof: "in the calling and holding of said special election."

Also, that the bill be further amended by adding at the end of section 2 the words "without expense to the state," and that when so amended the bill do pass.

THOS. A. CHESHIRE,
Chairman.

Passed on file.

Senator Allyn, from the committee on Printing, submitted the following report:

MR. PRESIDENT—Your committee on Printing, to whom was referred Joint resolution No. 3, authorizing the executive council to print and bind extra copies of the report of the board of the state institutions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

Senator Crossley, from the committee on Educational Institutions, submitted the following report:

MR. PRESIDENT—Your committee on Educational Institutions, to whom was referred Senate file No. 11, a bill for an act to amend chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa the title to certain town lots and streets, beg leave to report that they have had the same under consideration and have instructed me to report the substitute hereto attached back to the Senate with the recommendation that said substitute do pass.

JAMES J. CROSSLEY,
Chairman.

SUBSTITUTE FOR SENATE FILE NO. 11.

A bill for an act to amend chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa the title to certain town lots and streets.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section 1 of chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth General Assembly of the state of Iowa, be and the same is hereby amended by striking out the words, "an observatory," in the seventh line of said section, and inserting in lieu thereof the words, "university purposes."

Substitute read first and second time and passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution, in which the concurrence of the House was asked:

Joint resolution relative to additional employes and fixing their compensation and the manner of payment thereof.

S. M. CART,
Chief Clerk.

Senator Titus asked unanimous consent to take up Joint resolution No. 1, which was granted.

The Secretary read the report of committee and Joint resolution for information.

On motion of Senator Titus, Joint resolution No. 1, with report of committee recommending its adoption, was taken up, considered, and the report of the committee adopted.

Senator Titus moved that the rule be suspended, and that the Joint resolution be considered engrossed, and that the reading just had be considered the third reading, which motion prevailed, and the joint resolution was read a third time.

On the question, Shall the joint resolution pass?

The yeas were :

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—42.

The nays were :

Senator Nolan—1.

Absent or not voting :

Senators Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, McArthur, Townsend—7.

So the resolution having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Nolan offered the following explanation of his vote on Joint resolution No. 1.

MR. PRESIDENT—In voting "no" on the resolution under consideration, I give as my reason, that annual elections and the accompanying more frequent campaigns are in their nature educating, and less frequent elections and campaigns will tend to beget an apathy on public questions among our electorate which would necessarily be inimical to the public welfare.

Senator Junkin asked unanimous consent to take up Senate file No. 6.

Granted.

On motion of Senator Junkin, Senate file No. 6, with report of committee recommending its adoption was taken up, considered, and the report of the committee adopted.

Senator Junkin moved the adoption of the following amendment:

Amend the title by inserting the word "for" before the word "an" in the first line.

Also, further amend said title by inserting after the word "seven" in the first line the figures "2667" in parenthesis.

Also, that section 1 be amended by inserting after the word "seven" in the first line the figures "2667" in parenthesis.

Adopted.

Senator Junkin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Ball, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Griswold, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis

Lister, Lyons, Nolan Penrose, Perrin, Trewin, Wallace, Wilson—27.

The nays were:

Senators Alexander, Allyn, Bachman, Bishop, Garst, Hobart, McIntire, Mardis, Moffit, Mullan, Porter, Smith, Tallman, Titus, Young—15.

Absent or not voting:

Senators Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, McArthur, Townsend—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Trewin, Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by virtue of said election, with report of committee recommending its adoption, was taken up, considered, and the report of the committee adopted.

Senator Trewin moved the adoption of the following committee amendments:

Amend by striking out the word "held," where it appears in line 1 of section 1 and inserting the same word in said line between the words "so" and "as."

Also, by striking out the words "a general election" in the sixth line of section 1 and inserting in lieu thereof the words "an annual meeting."

Also, that section 1 be further amended by striking out the following words at the end thereof, "in the calling and holding of said special election."

Also, that the bill be further amended by adding at the end of section 2 the words, "without expense to the state."

Adopted.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed, the reading just had be considered the third reading, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were :

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Finch Garst, Griswold, Harriman, Hayward, Hazelton, Healy,

Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Trewin, Wallace, Wilson, Young—41.

The nays were :

None.

Absent or not voting :

Senators Bishop, Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, McArthur, Titus, Townsend—9.

So the bill having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Ball asked unanimous consent to take up Senate file No. 11.

Granted.

On motion of Senator Ball, the report of the committee on Educational Institutions recommending a substitute for Senate file No. 11 was adopted.

Senator Ball moved that the substitute be adopted.

The motion prevailed.

On motion of Senator Ball substitute for Senate file No. 11, a bill for an act to amend chapter 61 of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa, the title to certain town lots and streets, with report of committee recommending its adoption, was taken up and considered.

Senator Ball moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wallace, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, McArthur, Tallman, Townsend—8.

So the substitute having received a constitutional majority was declared to have passed the Senate and the title agreed to.

The Journal of yesterday was taken up, corrected and approved.

Senator Trewin, moved that the Senate now adjourn until 10 o'clock A. M., Monday.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, January 22, 1900. }

Senate met pursuant to adjournment at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. F. L. Johnson of Valley Junction, Iowa.

On request of Senator Junkin, leave of absence was granted Senator Garst.

On request of Senator Tallman, leave of absence was granted Senator Bolter.

On request of Senator Lister, leave of absence was granted Senator Smith.

On request of Senator Alexander, leave of absence was granted Senator Allyn.

On request of Senator Junkin, leave of absence was granted Senator Brighton.

PETITIONS AND MEMORIALS.

Senator Alexander presented petition from residents of Monroe township, Linn county, in relation to the hiring of teachers.

Referred to committee on Schools.

INTRODUCTION OF BILLS.

By Senator Hubbard, Senate file No. 76, a bill for an act to amend section 468, in chapter 2, title 4 of the code, requiring boards of supervisors to award contracts for supplies to the lowest bidder.

Read first and second time and referred to committee on Cities and Towns.

By Senator Hubbard, Senate file No. 77, a bill for an act to amend section 8439 of chapter 1, of title 18 of the code, in relation to the limitation of actions on judgments.

Read first and second time and referred to committee on Judiciary.

By Senator Blanchard, Senate file No. 78, a bill for an act to amend section 458 of the code, relating to the disposition of the fund derived from the taxation of dogs.

Read first and second time and referred to committee on Ways and Means.

By Senator Crossley, Senate file No. 79, a bill for an act repealing section 2261 of the code with reference to the county commissioners of insanity, and providing a substitute in lieu thereof.

Read first and second time and referred to committee on Judiciary.

By Senator Emmert, Senate file No. 80, a bill for an act to amend section 2364, chapter 16, title 12 of the code.

Read first and second time and referred to committee on Public Health.

By Senator Emmert, Senate file No. 81, a bill for an act to protect the public health and the health of domestic animals.

Read first and second time and referred to committee on Public Health.

By Senator Emmert, Senate file No. 82, a bill for an act to amend sections 2579, 2581 and 2583 of chapter 17, title 12 of the code.

Read first and second time and referred to committee on Public Health.

By Senator Penrose, Senate file No. 83, a bill for an act to amend section seven hundred and seventy-nine (779) of the code, relating to the collection of taxes.

Read first and second time and referred to committee on Ways and Means.

By Senator Lister, Senate file No. 84, a bill for an act to prevent boxing exhibitions or glove contests.

Read first and second time and referred to committee on Judiciary.

By Senator Alexander, Senate file No. 85, a bill for an act to amend section 1759, of the code, relating to insurance.

Read first and second time and referred to committee on Insurance.

By Senator Healy, Senate file No. 86, a bill for an act to amend section 1106, of the code, relating to the number of places which a candidate's name may appear on official ballot.

Read first and second time and referred to committee on Elections.

MESSAGE FROM THE HOUSE.

The following message was received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the House was asked :

Joint resolution relative to additional employes and fixing their compensation and the manner of payment thereof.

S. M. CART,

Chief Clerk.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary to whom was referred Senate file No. 35, a bill for an act to amend section five thousand and thirty-four of the code, relating to using blasphemous or obscene language, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the same do pass.

Amend line 1, of section 1, by inserting the words "of the code" after the figures "5034," in parenthesis.

THOS. A. CHESHIRE,

Chairman.

Ordered passed on file.

Senator Trewin called up Senate file No. 13, for the consideration of the Senate.

On motion of Senator Trewin, Senate file No. 13, a bill for an act to amend section five thousand, two hundred and fifty-eight

of the code, relating to minutes to be kept by grand juries, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Trewin moved the adoption of the following committee amendment:

Amend the title of the bill by inserting after the figures "5258," in parenthesis, the words "of the code."

Adopted.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were :

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Trewin, Wallace, Wilson, Young—42.

The nays were :

None.

Absent or not voting :

Senators Allyn, Bolter, Brighton, Eaton, Garst, Hobart, Smith, Townsend—8.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Trewin, Senate file No. 14, a bill for an act to amend section 4608 of the code, relating to communications in professional confidence, with report of committee recommending its passage was taken up, considered and the report of the committee adopted.

Senator Trewin moved the adoption of the following committee amendment:

Amend by inserting after the figures 4608, in parenthesis, the words "of the code."

Adopted.

On motion of Senator Trewin, Senate file No. 14 was made a special order for 10:30 o'clock to-morrow.

On motion of Senator Finch, Senate file No. 15, a bill for an act to amend section 4027 of the code, relating to notice of execution sale, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Finch moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Trewin, Wallace, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Allyn, Bolter, Brighton, Eaton, Garst, Hobart, Smith, Townsend—8.

Senator Finch moved to insert the figures "4027" in the title of the bill.

Carried.

So the bill having received a constitutional majority was declared to have passed the Senate and its title as amended agreed to.

The Journal of Saturday was taken up corrected and approved.

Senator Tallman moved that the Senate adjourn until 10 o'clock to-morrow morning.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, January 23, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. E. L. Combs of Winthrop, Iowa

On request of Senator Griswold, leave of absence was granted Senator Mullan.

On request of Senator Tallman, leave of absence was granted Senator Bolter.

PETITIONS AND MEMORIALS.

Senator Mardis presented petition from members of literary clubs of Chariton, Iowa, urging the passage of a bill to promote and establish efficient free public libraries and public school libraries.

Referred to committee on Public Libraries.

INTRODUCTION OF BILLS.

By Senator Trewin, Senate file No. 87, a bill for an act providing for payment into the county treasury for use of county fund of all fines imposed for violation of laws regulating the sale of intoxicating liquors.

Read first and second time and referred to committee on Judiciary.

By Senator Tallman, Senate file No. 88, a bill for an act to amend section 4807 of the code, in relation to highways bridges, railways, telegraph lines, etc.

Read first and second time and referred to committee on Judiciary.

By Senator Arthaud, Senate file No. 89, a bill for an act to amend section 1571 of the code, relating to steam engines on roads.

Read first and second time and referred to committee on Highways.

By Senator McIntire, Senate file No. 90, a bill for an act to punish railway passenger train robbers.

Read first and second time and referred to committee on Judiciary.

By Senator Lewis, Senate file No. 91, a bill for an act to add to and amend chapters 4 and 5 of the code, in relation to insurance other than life, and to amend sections 1742 and 1744 of the code.

Read first and second time and referred to committee on Insurance.

By Senator Cheshire, Senate file No. 92, a bill for an act to legalize a special election held in the county of Polk and state of Iowa, on the 25th of January, 1899, and the proposition submitted at said election, for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed \$100,000, upon which to build a court house; to legalize the authority of the board of supervisors of said county to purchase real property for said purpose at a cost not to exceed \$100,000, and to levy a tax of one quarter of one mill on the assessed valuation of the taxable property of Polk county, for a period not exceeding 20 years, beginning with the year 1900, to pay the indebtedness created by said purchase, if an indebtedness shall be created thereby.

Read first and second time and referred to committee on Judiciary.

The following message was received from the governor :

DES MOINES, Iowa, January 22, 1900.

To the Senate :

I have the honor to inform your honorable body that the following bills originating in the Senate were on the 19th inst. approved by me and duly deposited with the secretary of state:

Senate file No. 1, an act to surrender jurisdiction over grounds to be acquired by the United States in the cities of Clinton, Creston and Oskaloosa, in the state of Iowa, for the erection of public buildings thereon.

Senate file No. 12, an act to appropriate thirty-five hundred dollars or so much thereof as may be necessary to pay the additional employes of the general assembly.

LESLIE M. SHAW.

Passed on file.

Senator Cheshire presented the following resolution which was read by the Secretary:

HON. THOS. A. CHESHIRE, Senate Chamber.

DEAR SIR—The board of supervisors of Polk county, at their meeting, January 17, 1900, adopted the following resolution:

“Resolved, That the members of the Twenty-eighth General Assembly be and they are hereby most cordially invited to visit and inspect in a body, the asylum for the insane of Polk county. A special train on the Chicago & North-Western railway will be tendered, without cost to members, for the State to convey the assembly to and from the asylum, at such time as it may indicate.”

Will you kindly convey to the Senate an invitation in accordance with the above.

Yours truly,

J. L. MCQUISTON,

County Auditor.

Senator McArthur offered the following concurrent resolution and moved its adoption.

WHEREAS, an invitation has been extended the Twenty eighth General Assembly by the honorable board of supervisors of Polk county to visit the county hospital for the care of the incurable insane, be it

Resolved, by the Senate, the House concurring : That such invitation be accepted and a joint committee consisting of three from the Senate and three from the House be appointed to perfect the necessary arrangements therefor.

Adopted.

Senator Trewin offered the following resolution and moved its adoption:

Resolved, That the Secretary of the Senate be and is hereby instructed to prepare a calendar of bills in the order reported, and cause the same to be printed for Mondays and Wednesdays.

Adopted.

Senator Trewin moved that the Senate take up Senate file No. 14, which was made a special order for 10:30 A. M.

Carried.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—44.

Absent or not voting:

Senators Bolter, Eaton, Hobart, Mullan, Smith—5.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Titus, from the committee on Mines and Mining, submitted the following report:

MR. PRESIDENT—Your committee on Mines and Mining, to whom was referred Senate file No. 21, a bill for an act to amend section two thousand, four hundred and ninety (2490) of the code, relative to the payment of coal miners beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

That the bill be ammended by striking out the words "of Iowa" in the third line of section 1 and that it be further amended by striking out the word "twenty" in the sixth line of section 1, and inserting the word "thirty" in lieu thereof. And when so amended that same do pass.

G. M. TITUS,
Chairman.

Ordered passed on file.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was refered Senate file No. 2, a bill for an act to amend sections 2847 and 2849 of the code, relating to the school funds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate and recommend the following as a substitute therefor, and that said substitute do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

SUBSTITUTE FOR SENATE FILE NO. 2—BY FINCH.

A bill for an act to amend section twenty-eight hundred and forty-nine (2849) and twenty-eight hundred and fifty-five (2855) of the code, relating to the school fund.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-eight hundred and forty-nine (2849) of the code be amended by striking out the words "one thousand" in line three, and inserting in lieu thereof the words "three thousand."

Sec. 2. That section twenty-eight hundred and fifty-five (2855) of the code be amended by striking out the word "five," in line fifteen, and inserting the words "four and one-half" in lieu thereof; also, by striking out the word "five," in line nineteen of said section, and inserting the words "four and one-half" in lieu thereof.

Sec. 3 This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred House file No. 3, a bill for an act to amend section twenty-seven hundred and forty-three (2743) of the code, relating to school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following substitute be adopted and passed.

Your committee, therefore, report this substitute to the Senate and recommend that it be adopted and that it do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

The following is the substitute as recommended by the committee:

SUBSTITUTE FOR HOUSE FILE NO. 3.

A Bill for an act to amend section seven hundred and forty (740) of the code, enabling school corporations to accept gifts and bequests.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section seven hundred and forty (740) of the code, be and the same is hereby amended by striking out of the second line thereof the words "other municipalities" and inserting in lieu thereof the words "school corporations."

Sec. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

THIRD READING OF BILLS.

Senator Lewis called up report of committee on House file No. 3, recommending a substitute and moved its adoption.

Adopted.

The substitute was read first and second time.

On motion of Senator Healy, House file No. 3, a bill for an act to amend section 2743 of the code, relating to school districts, with report of committee recommending the adoption of the substitute was taken up, considered, and the report of the committee adopted.

Senator Ball offered the following amendment and moved its adoption:

Amend by inserting after the word "town," in second line, the words "school corporation."

By unanimous consent, Senator Ball withdrew the amendment.

Senator Healy moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Harriman, Hayward, Hazleton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—43.

The nays were:

None.

Absent or not voting:

Senators Alberson, Bolter, Craig, Eaton, Griswold, Hobart, Mullan—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Porter, Senate file No. 21, a bill for an act to amend section two thousand, four hundred and ninety (2490) of the code, relative to the payment of coal miners, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Porter moved the adoption of the following amendments:

Amend by striking out the words "of Iowa" in the third line of section 1.

Amend by striking out the word "twenty" in the sixth line of section 1 and inserting the word "thirty" in lieu thereof.

Senator Blanchard moved to amend the bill by inserting the words "two weeks" in lieu of "three weeks."

Adopted.

Senator Porter moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were :

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Titus, Townsend, Trewia, Wallace, Wilson, Young—40.

The nays were :

Senators Alberson, Garst, Lambert, Lewis, Smith, Tallman,—6.

Absent or not voting :

Senators Bolter, Eaton, Hobart, Mullan—4.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Lewis filed the following explanation of his vote:

I vote "no" on Senate file 21, because it adds nothing to the law, its provisions already being precisely the same as those of this bill.

W. R. LEWIS.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

An act to amend section 2667 of the code relating to the rate of interest to be charged in loaning the endowment fund at the State College of Agriculture and Mechanic Arts.

S. M. CART,
Chief Clerk.

The Journal of yesterday was taken up, corrected and approved.

Senator Harriman filed the following motion to reconsider:

MR. PRESIDENT—I move to reconsider the vote by which Senate file No. 21 passed the Senate.

W. F. HARRIMAN.

January 23, 1900.

Senator Titus moved that the Senate now adjourn until 10 o'clock A. M., to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, January 24, 1900. }

Senate met in regular session at 10 o'clock, A. M., President Milliman presiding.

Prayer was offered by Rev. A. E. Kefford, of Glidden, Iowa.

On request of Senator Griswold, leave of absence was granted Senator Mullan until to-morrow.

On request of Senator McIntire, leave of absence was granted Senator Lewis until to-morrow.

On request of Senator Tallman, leave of absence was granted Senator Bolter until to-morrow.

PETITIONS AND MEMORIALS.

Senator Healy presented petition from A. L. Brown, in regard to compensation of county superintendents.

Referred to committee on Schools.

INTRODUCTION OF BILLS.

By Senator Wilson, Senate file No. 93, a bill for an act to relinquish to Axel B. Erickson the undivided one-third part of lot number eighteen (18) in block number three (3) in Aikens first addition to the city of Clinton, Clinton county, Iowa.

Read first and second time and referred to committee on Judiciary.

By Senator Griswold, Senate file No. 94, a bill for an act to amend section 4295 of the code in relation to mortgages and encumbrances upon real estate.

Read first and second time and referred to committee on Judiciary.

By Senator Healy, Senate file No. 95, a bill for an act to amend section forty hundred and nineteen (4019) of the code, relating to preferred debts for labor.

Read first and second time and referred to committee on Judiciary.

By Senator Healy, Senate file No. 96, a bill for an act to amend section 8079 of the code, relating to preferred claims for service upon the settlement of insolvent estates.

Read first and second time and referred to committee on Judiciary.

By Senator Healy, Senate file No. 97, a bill for an act to amend section 1618 of the code, relating to the extension of the period for which corporations may be formed.

Read first and second time and referred to committee on Corporations.

By Senator Healy, Senate file No. 98, a bill for an act to amend section 1610 of the code, as amended by chapter 40 of the laws of the Twenty-seventh General Assembly relating to the incorporation fees payable to the secretary of state.

Read first and second time and referred to committee on Corporations.

By Senator Hazelton, Senate file No. 99, a bill for an act to establish and equip schools for special instruction and training of teachers for the common schools of the state, and to provide for the location of such schools.

Read first and second time and referred to committee on Educational Institutions.

By Senator Emmert, Senate file No. 100, a bill for an act to amend section 2508 of the code in relation to the inspection of products of petroleum.

Read first and second time and referred to the committee on Pharmacy.

By Senator Wallace, Senate file No. 101, a bill for an act to amend section 2597 of the code, relating to the practice of dentistry.

Read first and second time and referred to the committee on Public Health.

By Senator Moffit, by request, Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in

the siege of Vicksburg, and to make an appropriation to pay the necessary traveling expenses of the members of the commission.

Read first and second time and referred to committee on Military.

By Senator Moffit, by request, Senate file No. 103, a bill for an act prohibiting persons from selling or giving to any convict or inmate of any of the penal or reformatory institutions or asylums for the insane of this state, any intoxicating liquors, opium, morphine or other narcotic, or from having taking, using or leaving the same upon any of the grounds used in connection with any of said institutions, and to provide for the arrest and punishment of the violators thereof.

Read first and second time and referred to committee on Judiciary.

By Senator Moffit, by request, Senate file No. 104, a bill for an act to prohibit the disorderly use of profane, obscene or indecent language; loud boisterous and unusual noise or breaches of the peace, in or about any of the buildings or grounds used in connection with any of the penal or reformatory institutions or asylums for the insane of this state, or communicating illicitly with any of the inmates therein, or trespassing thereon; or to sell to any discharged convict any intoxicating liquors, opium, morphine or other narcotics, within the limits of the county wherein such institution is located, until after said convict is restored to the full rights of citizenship, and to provide for the arrest and punishment of the violators thereof.

Read first and second time and referred to Committee on Judiciary.

By Senator Moffit, by request, Senate file No. 105, a bill for an act to amend section 5716, chapter 2, of title 26, of the code, relating to the compensation of turnkeys and guardians of the penitentiaries of Iowa.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Hazelton, Senate file No. 106, a bill for an act to amend section 658 of the code, relating to powers and duties of mayors.

Read first and second time and referred to committee on Cities and Towns.

By Senator Hazelton, Senate file No. 107, a bill for an act to authorize cities of the first class to levy a tax for the purpose of organizing and maintaining paid fire departments, amendatory to title 5, chapter 11, of the code, relating to taxation.

Read first and second time and referred to committee on Cities and Towns.

By Senator Hazelton, Senate file No. 108, a bill for an act to repeal section 1306, title 5, chapter 1, of the code.

Read first and second time and referred to committee on Cities and Towns.

By Senator Cheshire, Senate file No. 109, a bill for an act to amend section 2755 of chapter 14, title 13, of the code, relating to the election precincts in school elections.

Read first and second time and referred to committee on Schools.

President *pro tem* Harriman was called to the chair at this time.

The following message from the House was read.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following, Senate file No. 6, in which the concurrence of the House was asked:

An act to amend section twenty-six hundred and sixty-seven (2667), relating to the rate of interest to be charged in loaning the endowment fund of the State College of Agriculture and Mechanic Arts.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectively report that they have examined, and find correctly enrolled, Senate file No. 18, a bill for an act appropriating the sum of one thousand, four hundred forty dollars to the supreme court contingent fund.

Also:

Senate Joint resolution, No. 4, recommending additional employees and fixing their compensation and the manner of payment thereof.

Also:

Senate file No. 6, a bill for an act to amend section twenty-six hundred and sixty-seven (2667) of the code, relating to the rate of interest to be charged in loaning the endowment fund of the State College of Agriculture and Mechanics Arts.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 18, a bill for an act appropriating the sum of one thousand, four hundred and forty dollars to the supreme court contingent fund.

Also:

Senate Joint resolution No. 4, recommending additional employees and fixing their compensation and the manner of payment thereof.

Also:

Senate file No. 6, a bill for an act to amend section twenty-six hundred and sixty-seven (2667) of the code, relating to the rate of interest to be charged in loaning the endowment fund of the State College of Agriculture and Mechanic Arts.

F. L. ARTHAUD,
Chairman of Senate Committee.
J. P. LYMAN,
Chairman of House Committee.

Ordered passed on file.

President Milliman here resumed the chair.

The President signed the following bills in open session of the Senate:

Senate file No. 6, Joint resolution No. 4 and Senate file No. 18.

Senator Allyn called up report of committee on Joint resolution No. 3, and moved the adoption of the committee report.

Adopted.

On motion of Senator Allyn, Joint resolution No. 3, authorizing the executive council to print and bind extra copies of the report of the board of control of state institutions, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Allyn moved that the rule be suspended, and that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrel, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Backman, Bolter, Eaton, Garst, Hobart, Lewis, Mullan, Nolan, Titus—9.

So Joint resolution No. 3 having received a constitutional majority was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 43, a bill for an act to amend section 2582 of the code, relating to the admission to practice of students of the medical department of the State university, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

The substitute was read first and second time by title.

SUBSTITUTE FOR SENATE FILE NO 43.

A bill for an act to amend section twenty-five hundred and eighty-two of the code, relating to the admission to practice of students of the medical departments of the State university.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-five hundred and eighty-two (2582) of the code be and the same is hereby amended by adding thereto the following, to-wit; *Provided*, however, that students in either of the medical departments of the State university of Iowa, who shall have taken the regular course of study as prescribed therein, and who shall have graduated therefrom and received their diplomas or certificates showing such graduation, upon presentation of the same, accompanied by a fee of five dollars and such proof as may be required, touching the genuineness and ownership of the diplomas, shall be by the board granted certificates conferring the right to practice, as under certificates issued upon examination.

Sec. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 46, a bill for an act to amend section 5373, of the code, relating to the offering of evidence on the part of the state in the trial of criminal actions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOMAS A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 45, a bill for an act making appropriation for repairs in the rooms in the capitol building now occupied by the board of control, and for furnishing the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Senator Porter called up the motion of Senator Harriman to reconsider the vote by which Senate file No. 21 passed the Senate.

Adopted.

Senator Porter moved that the vote whereby Senate file No. 21 passed to a third reading be reconsidered.

Carried.

Senator Porter offered the following substitute, which was read first and second time by title :

SUBSTITUTE FOR SENATE FILE, NO. 21.

A bill for an act to amend section two thousand, four hundred and ninety (2490) of the code, relative to the payment of coal miners.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section two thousand, four hundred and ninety (2490) of the code be amended by striking out the period at the end of the word "semi-monthly," in line thirty-seven, and inserting in lieu thereof a comma, and by adding after said word "semi-monthly," in said line thirty seven the following, to wit: "and in making said payment there shall be no wages withheld from the employe, except that earned in the week in which payment is made."

Senator Blanchard moved that the substitute and bill be recommitted.

Lost.

Senator Trewin moved that the substitute lay over until to-morrow and be printed in the Journal.

Carried.

Earle K. Allyn appeared before the bar of the Senate and was duly sworn in by the Secretary as clerk of the committee on Printing.

The Journal of yesterday was taken up, corrected and approved.

Senator Finch moved that substitute for Senate file No. 2, be recommitted to the committee on Ways and Means.

Carried.

Senator Wallace moved that the Senate adjourn until 10 o'clock A. M., to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Thursday, January 25, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. C. Snowden of Fairfield, Iowa.

On request of Senator Ball, leave of absence was granted Senator Titus until Saturday.

On request of Senator Griswold, leave of absence was granted Senator Mullan.

On request of Senator Tallman, leave of absence was granted Senator Bolter.

On request of Senator Nolan, leave of absence was granted Senator Arthaud until Monday.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 56, a bill for an act to authorize the improvement and regulate the use of the Des Moines river and its bed and banks within the corporate limits of the city of Des Moines.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file, No. 6, a bill for an act to amend sections 1 and 2 of chapter 25 of the acts of the Twenty-seventh General Assembly of the state of Iowa, relating to the election of park commissioners in certain cities.

S. M. CART,
Chief Clerk.

PETITIONS AND MEMORIALS.

Senator Nolan presented memorial of Mrs. N. W. Kimball and others for monuments at Chickamauga park.

Referred to committee on Military.

Senator Blanchard presented protest of A. Branson, a director of the State Horticultural society, against the use of the rooms of the State Horticultural society in the state house by the state board of health.

Referred to committee on Public Buildings.

Senator Hubbard presented protest of A. W. Hatfield, for farmers and gardeners of Iowa.

Referred to committee on Agriculture.

Senator Blanchard presented petition of Dr. J. E. Brown and others in favor of Senate file No. 81.

Referred to committee on Public Health.

INTRODUCTION OF BILLS.

By Senator Craig, Senate file No. 110, a bill for an act authorizing and empowering boards of supervisors and township trustees to purchase or condemn land for gravel pits and stone quarries for the use of roads and highways.

Read first and second time and referred to committee on Highways.

By Senator Hayward, Senate file No. 111, a bill for an act to amend section 495 of the code, relating to the compensation of county recorders.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator McArthur, Senate file No. 112, a bill for an act to amend section 27, chapter 1 of the acts of the Twenty-seventh General Assembly of Iowa, relating to the publication of extracts from the laws of the state.

Read first and second time and referred to committee on Judiciary.

By Senator Garst, Senate file No. 113, a bill for an act to amend section 2980 of the code in relation to the pay of deputy clerks.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Hazelton, Senate file No. 114, a bill for an act to legalize the levy and collection of a library tax levied on the taxable property of the city of Council Bluffs for the years 1898 and 1899.

Read first and second time and referred to committee on Judiciary.

By Senator Hazelton, Senate file No. 115, a bill for an act to amend chapters 7, 8 and 14 of title 58 of the code, and grant additional powers to cities.

Read first and second time and referred to committee on Cities and Towns.

By Senator Townsend, Senate file No. 116, a bill for an act to amend section 2831 of the code, relating to county uniformity of text-books.

Read first and second time and referred to committee on Schools.

By Senator Young, Senate file No. 117, a bill for an act to amend section 4946 of the code, relating to the disposition of bodies for medical purposes.

Read first and second time and referred to committee on Public Health.

By Senator Griswold, Senate file No. 118, a bill for an act making an appropriation for the hospital for the insane at Independence.

Read first and second time and referred to committee on Appropriations.

By Senator Griswold, Senate file No. 119, a bill for an act to amend section 1100 of the code, in relation to nominations of candidates for office.

Read first and second time and referred to committee on Elections.

By Senator Fitchpatrick, Senate file No. 120, a bill for an act to amend section 2978 of the code, relating to the extent of a homestead.

Read first and second time and referred to committee on Judiciary.

By Senator Fitchpatrick, Senate file No. 121, a bill for an act to amend section 2882, chapter 6, article 12 of the code, relating to the sale of liquors.

Read first and second time and referred to committee on Suppression of Intemperance.

By Senator Alexander, Senate file No. 122, a bill for an act to provide for, and regulate the administration of trusts by state and savings banks, and loan and trust companies, organized under and by virtue of the laws of Iowa.

Read first and second time and referred to committee on Judiciary.

By Senator Ball, Senate file No. 123, a bill for an act to amend chapter 3, section 41 of the code, relating to amendments of the code and statutes.

Read first and second time and referred to committee on Judiciary,

By Senator Hazelton, Senate file No. 124, a bill for an act to amend section 5040 of the code, relating to offenses against the public peace.

Read first and second time and referred to committee on Public Health.

By Senator Hazelton, Senate file No. 125, a bill for an act to amend section 1530, chapter 2, title 8 of the code, relating to the county road fund, and to amend chapter 11, title 5 of the code, relating to taxation.

Read first and second time and referred to committee on Cities and Towns.

By Senator Cheshire, Senate file No. 126, a bill for an act making an appropriation for Bendict home, at Des Moines.

Read first and second time and referred to committee on Appropriations.

By Senator Nolan, Senate file No. 127, a bill for an act authorizing the appointment of interpreters for deaf litigants in court and in cases of insanity among deaf persons.

Read first and second time and referred to committee on Judiciary.

Senator Harriman offered the following resolution and moved its adoption :

MR. PRESIDENT—I move that when the Senate adjourns on Friday, January 26, 1900, it shall be until Monday, January 29, 1900, at 2 o'clock, P. M.
W. F. HARRIMAN.

Adopted.

Senator Garst offered the following motion and moved its adoption:

MR. PRESIDENT—I move that the Secretary be instructed to procure 600 copies of the report of committee (including list of committee) upon assignment of committee rooms and fixing time of meeting to be in form most convenient for use of senators.

Senator Trewin moved to amend by inserting a list of the Senate committees.

Adopted.

Senator Young offered the following, which was read:

RESOLUTION

Passed by Lee county Good Roads convention, held in Donnellson, November 28, 1899.

Resolved, That we are opposed to the 2 mill levy by the board of supervisors as recommended by the Good Roads convention of Des Moines.

Resolved, That the township trustees, may levy not to exceed five (5) mills for highway purposes in any proposed new law, also

Resolved, That we are in favor of the township trustees having full control of the roads and road funds in their respective township, as provided for in section fifteen hundred and thirty-two (1532) and section fifteen hundred and thirty-three (1533) of the code.

Passed on file.

The following message was received from the governor, which was read:

DES MOINES, January 25, 1900.

To the General Assembly:

It is incumbent on me to inform the General Assembly that subsequently to the adjournment of the Twenty-seventh General Assembly, J Wesley Garner resigned the office of regent of the State university. On the 9th day of June, 1898, I commissioned Washington I. Babb, of the county of Henry, to succeed Mr. Garner, to hold office until the election of his successor by the General Assembly.

It is, however, my painful duty to advise the General Assembly of the death of Edward Townsend, one of the trustees of the State Normal school, which event occurred on the nineteenth day of January, instant.

LESLIE M. SHAW,
Governor of Iowa.

Passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 6, a bill for an act to amend section one (1) and two (2) of chapter 25 of the acts of the Twenty-seventh General Assembly of the state of Iowa, relating to the election of park commissioners in certain cities.

S. M. CART,
Chief Clerk.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 56, a bill for an act to authorize the improvement and regulate the use of the Des Moines river and its bed and banks within the corporate limits of the city of Des Moines.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary to whom was referred Senate file No. 53, a bill for an act to legalize the official acts of Isaac Matthews, C. H. Foster, W. H. Butler, J. H. Scrogum, justices of the peace in and for Menden township, Clayton county, Iowa, from January 1, 1895 to January 1, 1899, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor and that the substitute do pass.

THOS. A. CHESHIRE.
Chairman.

The substitute was read first and second time by title, and ordered passed on file.

SUBSTITUTE FOR SENATE FILE NO. 53.

A bill for an act to legalize the official acts of Isaac Matthews, C. H. Foster, W. H. Butler and J. H. Scrogum as justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895 to January 1, 1899.

WHEREAS during the period from January 1, 1895, and January 1, 1899, Isaac Matthews, C. H. Foster, W. H. Butler and J. H. Scrogum were at different times elected as justices of the peace in and for Mendon township, Clayton county, Iowa, and served as such justices, and

WHEREAS, doubts have arisen as to the legality of their elections and of their official acts, now therefore:

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That all the official acts of the said Isaac Matthews, C. H. Foster, W. H. Butler and J. H. Scrogum as justices of the peace in and for Mendon township, Clayton county, Iowa, for the period from January 1, 1895, to January 1, 1899, be and are hereby made as legal and valid as they would have been had said persons and each of them been duly and legally elected to said office.

Sec. 2. This act being deemed of immediate importance shall be in force and take effect from and after its publication in the Iowa State Register and North Iowa Times, newspapers published respectively at Des Moines and McGregor, Iowa, without expense to the state.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 4, a bill for an act making notarial seals of non-resident notaries public *prima facie* evidence that the words thereon engraved conform to the requirements of the law of the place where the certificate purports to have been made, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The substitute was read first and second time by title, and ordered passed on file.

SUBSTITUTE FOR SENATE FILE NO 4.

A bill for an act making notarial seals of non-resident notaries public *prima facie* evidence, that the words thereon engraved conform to the requirements of the law, of the place where the certificate purports to have been made.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That the notarial seal which purports to have been affixed to any instrument in writing, by any notary public residing elsewhere than in the state of Iowa, shall be *prima facie* evidence that the words thereon engraved conform to the requirements of the law of the place where such certificate purports to have been made.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file, No. 38, a bill for an act to define the place of bringing an action against any corporation, company or person owning, leasing, operating or maintaining a coal mine, beg leave to report that they have had the same

under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The substitute was read first and second time by title, and ordered passed on file.

SUBSTITUTE FOR SENATE FILE NO. 38.

A bill for an act to define the place of bringing actions against any corporation, company, or person owning, leasing, operating or maintaining a coal mine.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. An action may be brought against any corporation, company or person, owning, leasing, operating or maintaining a coal mine, in the county where said mine is located, on any contract, or for any tort, in any manner connected with or growing out of the construction, use or operation of said mine.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, Senate file No. 18, a bill for an act appropriating the sum of one thousand, four hundred and forty dollars (\$1,440) to the supreme court contingent fund.

Also:

Senate file No. 6, a bill for an act to amend section twenty-six hundred sixty-seven (2667) of the code, relating to the rate of interest to be charged in loaning the endowment fund of the State College of Agriculture and Mechanic Arts.

F. L. ARTHAUD,
Chairman.

January 24, 1900.

The Journal of yesterday was taken up, corrected and approved.

Senator Trewin asked unanimous consent to have the Journal show in the resolution offered by him on January 23d, relative to the days of printing of the Senate calendar, "Monday and Thursday," instead of "Monday and Wednesday."

Granted.

Senator Hayward moved that the report of committee on Senate file No. 43, be taken up and the report of the committee adopted.

Carried.

Senator Young moved that Senate file No. 48 be made a special order for 10 o'clock Tuesday, immediately following opening exercises.

Carried.

Senator Porter moved that the Senate now take up substitute for Senate file No. 21.

Carried.

Senator Porter moved the adoption of the substitute.

Carried.

Senator Porter moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were :

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—42.

The nays were :

Senator Lewis—1.

Absent or not voting :

Senators Arthaud, Bolter, Eaton, Gorrell, Junkin, Mullan, Titus—7.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Lewis offered the following explanation of his vote:

I vote "no" on the question of the passage of the substitute for Senate file No. 21, because the law proposed by the substitute is unnecessary and the law now in force is more favorable to the miner than that proposed.

W. R. LEWIS.

Senator Lewis moved that the Senate now adjourn until 10 o'clock to-morrow morning.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, January 26, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. R. W. Hughes of Oskaloosa, Iowa.

On request of Senator Lambert, leave of absence was granted Senator Alberson.

On request of Senator Young, leave of absence was granted Senator Fitchpatrick.

On request of Senator Griswold, leave of absence was granted Senator Mullan.

PETITIONS AND MEMORIALS.

Senator Craig presented remonstrance of Elmer Reeves of Forest City, a director of the Horticultural society against the use of the rooms of the State Horticultural society in the state house by the state board of health.

Referred to committee on Public Buildings.

Senator Perrin presented remonstrance of E. M. Sherman, president of the Sherman Nursery company, of Charles City, against the use of the rooms of the State Horticultural society in the state house by the state board of health.

Referred to committee on Public Buildings.

Senator Hayward presented remonstrance of N. K. Fluke, of Davenport, a director of the State Horticultural society, against the use of the rooms of the State Horticultural society in the state house by the state board of health.

Referred to committee on Public Buildings.

MESSAGE FROM THE HOUSE.

The following message was received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked :

House file No. 54, a bill for an act to amend section 732, of chapter 4, title 5 of the code, by providing for the levy of a library tax in cities of the first class having a population of less than twenty-five thousand.

S. M. CART,
Chief Clerk.

INTRODUCTION OF BILLS.

By Senator Blanchard, Senate file No. 128, a bill for an act to amend section 1222, relating to appeals in certain cases.

Read first and second time and referred to committee on Judiciary.

By Senator Hobart, Senate file No. 129, a bill for an act making an appropriation to continue the work on the building for the hospital for the insane at Cherokee, to erect outbuildings, to construct sewer, to equip and furnish all buildings, to pay salary of superintendent, to pay necessary employes and to authorize the board of control to use unexpended balance yet remaining of appropriations made in chapter 140 of the acts of the Twenty-sixth General Assembly, and to amend chapter 54 of the acts of the Twenty-seventh General Assembly, relating to compensation for keeping patients in the insane hospital.

Read first and second time and referred to committee on Appropriations.

By Senator Bishop, Senate file No. 130, a bill for an act to repeal section 1119 and amend section 1120 of the code, relating to the marking and counting of ballots.

Read first and second time and referred to committee on Election.

By Senator Nolan, Senate file No. 113, a bill for an act to amend section 742 of chapter 15, title 15 of the code, relating the purchase and construction of water works.

Read first and second time and referred to committee on Cities and Towns.

By Senator Nolan, Senate file No. 182, a bill for an act to insert the manual alphabet in all the text-books of the state.

Read first and second time and referred to committee on Educational Institutions.

By Senator Trewin, by request, Senate file No. 133, a bill for an act providing for the form of ballot to be used at municipal elections, and for the manner of nominations by petition

for places on such ballot, and providing penalties for violation of its provisions, and repealing acts inconsistent with its provisions.

Read first and second time and referred to committee on Elections.

By Senator Alexander, Senate file No. 134, a bill for an act amending section 1833 of the code, relative to taxing insurance companies.

Read first and second time and referred to committee on Ways and Means.

MESSAGE FROM THE HOUSE.

The following message was received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked :

House file No. 54, a bill for an act to amend section 732 of chapter 4, title 5 of the code, by providing for the levy of a library tax in cities of the first class, having a population of less than 25,000.

S. M. CART,
Chief Clerk.

Read first and second time by title and referred to committee on Cities and Towns.

REPORTS OF COMMITTEES.

Senator Brighton, from the committee on Rules, submitted the following report:

MR. PRESIDENT—Your committee on Rules beg leave to report that they recommend that the printed rules adopted by the Twenty-seventh General Assembly be adopted as the rules for the Twenty-eighth General Assembly.

HENRY H. BRIGHTON,
Chairman.

Adopted.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 40, a bill for an act to amend section 720 of the code, relating to gas works and electric light plants, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute and a recommendation that the substitute do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

The following substitute was read first and second time.

COMMITTEE SUBSTITUTE FOR SENATE FILE NO. 40.

A bill for an act to amend section seven hundred and twenty (720) of the code, relating to powers of cities and towns.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section seven hundred and twenty (720) of the code be and the same is hereby amended by inserting after the word "town," in the third line, the words "heating plants."

Sec. 2. This act being deemed of immediate importance, shall take effect and be in force from and after publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Passed on file.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 49, a bill for an act relating to water works, and to amend chapter 5, title 5 of the code, relating to the purchase and construction of water works as amended by chapter 23, of the laws of the Twenty-seventh General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

That the title be amended by inserting the word "five" after the word "chapter," in the first line, and the word "five" after the word "title," in the first line, and that the figure "5" be placed in parentheses; also, the words "twenty-three" after the word "chapter," in the third line, and the figures "23" be placed in parentheses.

That section 1 be amended by inserting the word "only" after the word "treasurer," in the eighth line, and before the word "on," in the ninth line thereof; also, by striking out the words "and only on the order," in the ninth line.

That the following be substituted for section 2:

"Sec. 2. That section seven hundred and forty-seven (747) chapter five (5), title five (5), as amended by chapter twenty-three (23) of the laws of the Twenty-seventh General Assembly, is hereby amended by striking out of the twelfth line of said section the following words: 'Mayor of such city,' and inserting in lieu thereof the words, 'said board of water works trustees.'"

And, when so amended, that it do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

The President announced a communication from the governor, which required an executive session of the Senate.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution relative to visiting the Polk county hospital for insane, and has named as committee on part of the House, Carr of Polk, Carter of Sioux, Sauer of Dubuque.

S. M. CART,
Chief Clerk.

Senator Bishop called up report of committee on Senate file No. 53, which was adopted.

On motion of Senator Bishop the substitute was adopted.

On motion of Senator Bishop, Senate file No. 53, a bill for an act to legalize the official acts of Isaac Matthews, C. H. Foster, W. H. Butler and J. H. Scrogum as justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895, to January 1, 1899, with report of committee recommending its passage, was taken up and considered.

The bill was read for information.

Senator Bishop moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were :

Senators Allyn, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Gorrell, Griswold, Hazelton, Healey, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—
39.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bolter, Eaton, Fitchpatrick, Garst, Harriman, Hayward, Mullan, Titus—11.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Porter called up report of committee on Senate file No. 38, which was adopted.

On motion of Senator Porter the substitute was adopted.

On motion of Senator Porter, Senate file No. 38, a bill for an act to define the place of bringing an action against any corporation, company or person owning, leasing, operating or maintaining a coal mine with report of committee recommending its passage was taken up and considered.

Senator Porter moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hayward, Hazleton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bolter, Brighton, Eaton, Fitchpatrick, Mullan, Titus—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Blanchard moved that the Senate now go into executive session.

Carried.

The Senate went into executive session at 11 o'clock A. M.

The nomination for board of control was received from the governor, read and referred to a committee consisting of Senators Blanchard, Finch, Trewin, Young and Lambert.

The Journal of yesterday was taken up, corrected and approved.

Senator Craig moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, January 29, 1900. }

Senate met in regular session at 2 o'clock, P. M., President Milliman presiding.

Prayer was offered by Rev. C. W. Holmes, pastor of Burnes M. E. church of Des Moines, Iowa.

On request of Senator Harriman, leave of absence was granted Senator Wallace.

On request of Senator Harriman, leave of absence was granted Senator Alexander.

On request of Senator Griswold, leave of absence was granted Senator Mullan.

On request of Senator Crossley, leave of absence was granted Senator Bishop.

On request of Senator Crossley, leave of absence was granted Senator Brighton.

On request of Senator Tallman, leave of absence was granted Senator Bolter.

On request of Senator Ball, leave of absence was granted Senator Titus.

PETITIONS AND MEMORIALS.

Senator Blanchard presented petition of 750 farmers of Mahaska county, asking that section 2292 of the code of 1888, relating to damage done domestic animals be restored.

Referred to committee on Ways and Means.

Senator Craig presented petition of citizens of Greene, Iowa, asking for passage of House file No. 56, known as the barber bill.

Referred to committee on Public Health.

INTRODUCTION OF BILLS.

By Senator Finch, Senate file No. 135, a bill for an act to amend section 2630 of the code, relating to qualification, examination and issuing of certificates and diplomas to teachers by the board of educational examiners.

Read first and second time and referred to committee on Schools.

By Senate committee on Ways and Means, Senate file No. 186, a bill for an act to amend sections 2849, 2855 of the code, relating to the school fund.

Read first and second time and ordered printed.

By Senator Townsend, Senate file No. 187, a bill for an act to amend sections 1106, 1109, 1120 and 1121, to repeal section 1119, and to enact a substitute therefor; all said sections of chapter 8, title 6 of the code relating to the form, printing, counting and marking of ballots.

Read first and second time and referred to committee on Elections.

The Senate then took up House messages as follows:

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

A bill for an act to amend section 3138 of the code, in relation to hotel and innkeepers' liabilities.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution, in which the concurrence of the House was asked:

Concurrent resolution in relation to visiting the Polk county hospital for insane.

I am also directed to inform your honorable body that the Speaker has named as committee on part of the House, Carr of Polk, Carter of Sioux, Sauer of Dubuque.

S. M. CART,
Chief Clerk.

Passed on file.

REPORT OF COMMITTEE.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 83, a bill for an act to amend section 779 of the code, relating to the collection of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Amend section 1 by inserting after the figures "779," in the second line, the words, "of the code," and that when so amended the bill do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 39, a bill for an act to repeal section 1306 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Amend the title by inserting the words "thirteen hundred and six" before the figures "1306," in the first line.

Also, further amend the title by enclosing the figures "1306" in parentheses, and that when so amended the bill do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary to whom was referred House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

The following substitute was read first and second time by title and ordered passed on file.

SENATE SUBSTITUTE FOR HOUSE FILE NO. 1. COMMITTEE ON JUDICIARY.

A bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

WHEREAS, The commissioners failed to give the notice required by section six hundred and two (602) of the code, and

WHEREAS, Ordinances for the purposes set forth in section six hundred and eighty-four (684) of the code, were declared adopted without the concurrence of two-thirds of the whole number of members elected to the council, and

WHEREAS, The mayor of said town failed to sign the ordinances thereof, and

WHEREAS, Upon the passage of the ordinances by the council of said town, no record was made of the yeas and nays, and

WHEREAS, The council and officers of said town failed to comply with the law in the organization of said town and the passage of ordinances; therefore,

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That the incorporation of the said town of Pilot Mound, Boone county, Iowa, the election of its officers, and all the official acts done and the ordinances passed by the council of said town, not in contravention with the laws of the state of Iowa, are hereby legalized and declared to be valid and binding, the same as though the law had in all respects been complied with. But nothing in this act shall effect any pending litigation.

Sec. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Pilot Mound Monitor, a newspaper published at Pilot Mound, Iowa, and the Iowa State Register, a newspaper published at Des Moines, Iowa, without expense to the State.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 88, a bill for an act to amend section forty-eight hundred and seven of the code, in relation to highways, bridges, railways and telegraph lines, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the title to the bill be amended so as to read as follows:

A bill for an act to amend section forty-eight hundred and seven of the code, relating to malicious mischief and trespass; and that when so amended the bill do pass.

THOS. A. CHESHIRE,
Chairman.

Order passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 73, a bill for an act to amend section 371 of the code, relating to duties of clerk of district court in relation to funds, moneys or securities deposited with the clerk by administrators and trustees, beg leave to

report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

The following substitute was read first and second time by title and ordered passed on file.

COMMITTEE SUBSTITUTE FOR SENATE FILE NO. 73.

A bill for an act to amend section three hundred and seventy one (371) of the code, relating to the duties and liabilities of the clerk of the district court.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section three hundred and seventy-one (371) of the code be and is hereby amended by striking out the words "in the preceding section" in the third line, and inserting in lieu thereof the words "by any law or an order of court."

By inserting between the words "all" and "funds" in the seventh line the word "such;" also, by striking out the words "under the provisions of this chapter" in the seventh and eighth lines and inserting in lieu thereof the words "and shall make complete verified statements thereof to the board of supervisors at the January and June sessions each year;" also, by striking out the words "one year" in the tenth line and in inserting in lieu thereof the words "six months;" also, by inserting after the word "then" in the eleventh line the words "unless otherwise ordered by the court or judge."

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 114, a bill for an act to legalize the levy and collection of a library tax levied on the taxable property of the city of Council Bluffs, for the years 1898 and 1899, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary to whom was referred Senate file No. 112, a bill for an act to amend chapter 1 of the acts of the Twenty-seventh General Assembly, relating to the publication of extracts from the laws of Iowa, beg leave to report that they have had the same under

consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

By striking out all that follows the semicolon after the word "thereof" in the third line of section 1 and substituting therefor the following: And also by striking out the words "upon legal blanks," found in the fourteenth and fifteenth lines of chapter 2, section 1 of the acts of the Twenty-seventh General Assembly.

By adding the following as section 2 of said bill:

Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

That when so amended the bill do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

President Milliman announced the following committee on the part of the Senate, under concurrent resolution, to make arrangements to visit the Polk county insane asylum:

Senators Cheshire, Griswold and Tallman.

Senator Trewin moved to recommit Senate file No. 40 to committee on Cities and Towns.

Carried.

By unanimous consent, Senate file No. 40 is ordered to retain its place on the Calendar.

The Journal of Friday was taken up, corrected and approved.

Unanimous consent being granted, Senator Townsend offered the following resolution:

WHEREAS, From the hour of achieving their own independence the people of the United States have watched with sympathetic interest the efforts of other people to free themselves from European domination; therefore,

Resolved, That we extend to the people of the South African republic our deep and abiding sympathy in this their hour of trial, and our best hopes for their full success in their heroic struggle against the encroachments of Great Britain.

The Secretary read the resolution and it was ordered referred to the committee on Federal Relations.

Senator Emmert moved that the Senate adjourn until 10 o'clock to-morrow morning.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, January 30, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Clint J. W. Triem, of Delmar, Iowa.

On request of Senator Penrose, leave of absence was granted Senator Lewis.

On request of Senator Tallman, leave of absence was granted Senator Bolter.

On request of Senator Griswold, leave of absence was granted Senator Mullan.

On request of Senator Alexander, leave of absence was granted Senator Allyn.

Senator Hayward asked unanimous consent to have Senate file No. 43, including substitute, recommitted to the Judiciary committee, which was granted, and it was so ordered.

PETITIONS AND MEMORIALS.

Senator Young presented petition of Harry E. Saar and others, citizens of Fort Madison, Iowa, relating to House file No. 50, known as the barber bill.

Referred to committee on Public Health.

President Milliman presented petition of J. P. Davis and other citizens of Ainsworth, Washington county, Iowa, relative to sale of intoxicating liquors within five miles of State Agricultural college, the State university and the State Normal school.

Referred to committee on Suppression of Intemperance.

Senator Cheshire presented petition of fifty-seven students of the Iowa college of physicians, against the passage of a bill to admit graduates of the medical department of State university on their diplomas, without examination by the state board of medical examiners, to practice medicine in Iowa.

Referred to committee on Judiciary.

Senator Blanchard presented petition of students of the medical department, State university of Iowa, asking for such a law, as will exempt graduates of that department from examination before the state board of medical examiners, in order to secure certificates to practice medicine in Iowa.

Referred to committee on Judiciary.

Senator McIntire presented petition of R. W. Huston and D. A. Jay, of Eldon, Iowa, physicians and citizens of Ottumwa, Iowa, against the passage of a bill to admit graduates of medical department of State university on their diplomas, without examination by the state board of medical examiners, to practice medicine in Iowa.

Referred to committee on Judiciary.

Senator Tallman presented petition of Geo. F. Jenkins and A. D. Walker, president and secretary of the Keokuk Medical college, against the passage of a bill to admit graduates of the medical department of the state university on their diplomas, without examination by the state board of medical examiners, to practice medicine in Iowa.

Referred to committee on Judiciary.

Senator Finch presented petition of J. W. Higgins, M. D., of Laurens, Iowa, against the passage of a bill to admit graduates of the medical department of the State university on their diplomas, without examination by the state board of medical examiners, to practice medicine in Iowa.

Referred to committee on Judiciary.

Senator Emmert presented petition of E. B. Moore, of Harlan, Iowa, against the passage of a bill to admit graduates of the medical department of the State university on their diplomas, without examination by the state board of medical examiners, to practice medicine in Iowa.

Referred to committee on Judiciary.

Senator Mardis presented petition of T. H. Flesher and others, students of the Keokuk Medical college, in relation to examination by the state board of medical examiners of graduates of the Iowa City Medical college.

Referred to committee on Judiciary.

Senator Crossley presented petition of E. F. Griffith, of East Peru, Iowa, and U. E. Maulsby and others, of Earlham, Iowa, in relation to medical graduates' examination.

Referred to committee on Judiciary.

Senator Young presented petition of B. P. Blackman and others, of Bonaparte, Iowa, in relation to medical graduates' examination.

Referred to committee on Judiciary.

Senator Young presented petition of D. L. Newton, M. D., Dr. Geo. P. Neal, and telegram from W. H. Newton and E. C. Chapman, all of Ft. Madison, Iowa, against the passage of a bill to admit graduates of the medical department of the State university, on their diplomas, without examination by the board of medical examiners, to practice medicine in Iowa.

Referred to committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Bachman, Senate file No. 138, a bill for an act to repeal section 1389 of the code, and to enact a substitute therefor in relation to the keeping of a record of delinquent personal taxes.

Read first and second time and referred to committee on Judiciary.

By Senator Hazelton, Senate file No. 138, a bill for an act to amend section 851, chapter 9, title 5 of the code, relating to park commissioners and board of public works.

Read first and second time and referred to committee on Cities and Towns.

By Senator Hazelton, Senate file No. 140, a bill for an act to amend section 777 of the code, relating to temporary side walks.

Read first and second time and referred to committee on Cities and Towns.

By Senator Craig, by request, Senate file No. 14, a bill for an act to amend section 1774, chapter 6, relating to and governing life insurance companies, and deposits thereunder.

Read first and second time and referred to committee on Insurance.

By Senator Craig, by request, Senate file No. 142, a bill for an act to amend section 1806, chapter 8, title 9 of the code, relating to loans on life insurance policies.

Read first and second time and referred to committee on Insurance.

By Senator Emmert, Senate file No. 143, a bill for an act to amend section 2583, of chapter 17, title 12 of the code, relating to the compensation of the secretary of the state board of medical examiners.

Read first and second time and referred to committee on Compensation of Public Officers.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 33, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of St. Anthony, Marshall county, Iowa.

S. M. CART,
Chief Clerk.

Read first and second time by title and referred to the committee on Judiciary.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by virtue of such elections.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 14, a bill for an act to amend section 4608 of the code, relating to communications in professional confidence.

S. M. CART,
Chief Clerk.

Passed on file.

The following communication was received from the governor.

January 30, 1900.

To the Senate:

I respectfully inform the honorable Senate that upon the 24th day of January instant, I approved and signed the following bills, and caused them to be deposited in the office of the secretary of state:

Senate file No. 6, an act to amend section 2667 of the code, relating to the rate of interest to be charged in loaning the endowment fund of the State College of Agriculture and the Mechanic Arts.

Senate file No. 16, an act appropriating the sum of one thousand, four hundred and forty dollars (\$1,440) to the supreme court contingent fund.

LESLIE M. SHAW.

Passed on file.

The Senate then took up House messages as follows:

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 33, a bill for an act to legalize the resolution and proceedings of the council and mayor of the incorporated town of St. Anthony, Marshall county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Senate file No. 14, a bill for an act to amend section 4608 of the code, relating to communications in professional confidence.

S. M. CART,
Chief Clerk.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked :

Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by virtue of said elections.

S. M. CART,
Chief Clerk.

Senator Fitchpatrick offered a substitute for Senate file No. 45, and asked unanimous consent to recommit it to the committee on Appropriations, which was granted.

BILLS ON THIRD READING.

Senator Fitchpatrick asked unanimous consent to take up House file No. 1, which was granted.

On motion of Senator Fitchpatrick, substitute House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Fitchpatrick moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

The substitute was read for information.

Senator Cheshire moved to reconsider the vote by which House file No. 1 passed to a third reading.

Carried.

On motion of Senator Cheshire, the substitute was adopted.

Senator Fitchpatrick moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Cross-

ley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—43.

The nays were:

None.

Absent or not voting:

Senators Allyn, Bolter, Garst, Healy, Lewis, Mullan, Porter—7.

The bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator McArthur, Senate file No. 112, a bill for an act to amend chapter 1 of the acts of the Twenty-seventh General Assembly, relating to publication of extracts from the laws of Iowa, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator McArthur moved the adoption of the following committee amendment:

Strike out all that follows the semicolon, after the word "thereof," in the third line of section 1, and substituting therefor the following: And also by striking out the words "upon legal blanks," found in the fourteenth and fifteenth lines of chapter 2, section 1 of the acts of the Twenty-seventh General Assembly.

Adopted.

Senator McArthur moved the adoption of the following committee amendment by adding the following as section 2 of said bill:

Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Adopted.

Senator McArthur moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—43.

The nays were:

Senator Tallman—1.

Absent or not voting:

Senators Alberson, Allyn, Bolter, Healy, Lewis, Mullan—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Hobart, Senate file No. 35, a bill for an act to amend section 5034 of the code, relating to using blasphemous or obscene language, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Hobart moved the adoption of the following committee amendment:

Amend line 1, of section 1, by inserting the words, "of the code," after the figures 5034 in parentheses.

Adopted.

Senator Hobart moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were :

None.

Absent or not voting :

Senators Allyn, Bolter, Healy, Lewis, Mullan—5.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Porter, Senate file No. 4 was taken up, and the report of the committee adopted.

The substitute was read for information.

On motion of Senator Porter the substitute was adopted.

On motion of Senator Porter, Senate file No. 4, a bill for an act making notarial seals of nonresident notaries public *prima facie* evidence that the words thereupon engraved conform to the requirements of the law of the place where the certificate purports to have been made, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Porter moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were:

None.

Absent or not voting:

Senators Allyn, Bolter, Garst, Lewis, Mullan—5.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 90, a bill for an act to amend section 495, title 4, chapter 5 of the code, relating to the compensation of county recorders.

S. M. CART,
Chief Clerk.

Passed on file.

On motion of Senator Hazelton, Senate file No. 114, a bill for an act to legalize the levy and collection of a library tax levied on the taxable property of the city of Council Bluffs, for the years 1898 and 1899, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Hazelton moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wilson, Young—42.

The nays were:

Senator Tallman—1.

Absent or not voting:

Senators Allyn, Bolter, Garst, Healy, Lewis, Mullan, Wallace—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Titus asked unanimous consent to take up Senate file No. 67 from the committee on Public Libraries and have it referred to the committee on Cities and Towns, which was granted.

The Journal of yesterday was taken up, corrected and approved.

Senator Craig moved to take up House messages.

Carried.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 90, a bill for an act to amend section 495, title 4, chapter 5 of the code, relating to the compensation of county recorders.

S. M. CART,
Chief Clerk.

Read first and second time by title and referred to the committee on Compensation of Public Officers.

Senator Alexander moved that the Senate do now adjourn until 10 o'clock A. M. to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, January 31, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. E. E. Reed of Atlantic, Iowa.

On request of Senator McIntire, leave of absence was granted Senator Townsend.

On request of Senator Penrose, leave of absence was granted Senator Lewis.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Senate substitute to House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 15, a bill for an act to amend section 4027 of the code relating to notice of execution sales.

S. M. CART,
Chief Clerk.

PETITIONS AND MEMORIALS.

Senator Smith presented petition of Eugene Secor of Forest City, Iowa, one of the board of directors of the Iowa State Horti-

cultural society, relative to assignment of the board of health to the horticultural rooms.

Referred to committee on Public Buildings.

Senator Crossley presented petition of Marie Lyons, secretary women's club of Winterset, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Lister presented petition of W. P. Briggs of Hartley, Iowa, relative to law permitting the practice of osteopathy in this state.

Referred to committee on Public Health.

Senator Wallace presented petition from citizens of Hardin county, asking the present legislature to memorialize the present congress to repeal the present United States bankrupt law.

Referred to committee on Federal Relations.

INTRODUCTION OF BILLS.

By Senator Garst, Senate file No. 144, a bill for an act making all inmates of the several state institutions under the direction of the board of control of state institutions wards of the state, and providing that all expenses incident to their care, support, maintenance, clothing and transportation, including all expenses of betterment and repairs, and cost of constructing ordinary outbuildings at such institutions, and of procuring and utilizing water at the same, shall be paid out of the proceeds of a tax levied for that purpose, and authorizing the board of control to apportion said tax.

Read first and second time and referred to committee on Appropriations.

By Senator Garst, Senate file No. 145, a bill for an act to provide for the support, maintenance, clothing and transportation of inmates of all institutes under the direction of the board of control of state institutions, and to furnish contingent fund for the erection of outbuildings at said institutions.

Read first and second time and referred to committee on Appropriations.

By Senator Garst, Senate file No. 146, a bill for an act providing for an annual appropriation for a contingent and repair

fund for all institutions under the supervision of the board of control of state institutions.

Read first and second time and referred to committee on Appropriations.

By Senator Junkin, Senate file No. 147, a bill for an act to amend section 417 of the code, relating to boards of supervisors.

Read first and second time and referred to committee on Elections.

By Senator Junkin, Senate file No. 148, a bill for an act to amend section 1340 of the code, relating to the assessment of taxes.

Read first and second time and referred to committee on Ways and Means.

By Senator Bishop, Senate file No. 149, a bill for an act to amend section 4764 of the code.

Read first and second time and referred to committee on Judiciary.

By Senator Bishop, by request, Senate file No. 150, a bill for an act to amend section 2992 of chapter 9, title 14 of the code, relating to landlord and tenant.

Read first and second time and referred to committee on Judiciary.

By Senator Crossley, Senate file No. 151, a bill for an act providing for a re-count in contested election cases before the county board of supervisors.

Read first and second time and referred to committee on Elections.

By Senator Allyn, Senate file No. 152, a bill for an act to amend sections 118 and 119 of the code, defining the duties of state printer and state binder.

Read first and second time and referred to committee on Printing.

By Senator Young, Senate file No. 153, a bill for an act to amend chapter 1, title 12, of the code, relating to the support of the poor.

Read first and second time and referred to committee on Public Buildings.

By Senator Blanchard, by request, Senate file No. 154, a bill for an act to establish a rule of evidence in certain cases.

Read first and second time and referred to committee on Judiciary.

BY SENATOR GARST, SENATE FILE NO. 155.

A bill for an act appropriating money to pay express and freight.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That there is hereby appropriated out of any funds not otherwise appropriated from the state treasury the sum of eleven hundred dollars (\$1,100) to pay express and freight now due and unpaid.

Sec. 2. That there is hereby appropriated out of any funds not otherwise appropriated from the state treasury the sum of five hundred (\$500) dollars, or as much as is necessary, to pay express and freight during the present session of the Twenty-eight General Assembly.

Sec. 3. This act, being deemed of immediate importance, shall take effect and be in force on and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Ordered printed in Calendar.

By Senator Ball, Senate file No. 156, a bill for an act to amend section 370 of the code, relating to administrators, guardians, trustees and referees depositing funds with the clerk of the district court.

Read first and second time and referred to committee on Judiciary.

The Senate then took up House messages.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Senate substitute to House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 15, a bill for an act to amend section 4027 of the code, relating to notice of execution sales.

S. M. CART,
Chief Clerk.

Passed on file.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 43, a bill for an act to amend section 2582 of the code, relating to the admission to practice of students of the medical department of the State university, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following bill be substituted for the original bill and first substitute reported, and that this second substitute do pass.

THOS. A. CHESHIRE.
Chairman.

Ordered passed on file.

The following substitute was read first and second time by title and passed on file.

SUBSTITUTE FOR SENATE FILE NO. 43, AND ALSO FOR THE FIRST SUBSTITUTE THEREFOR.

A bill for an act to amend section twenty-five hundred seventy-six (2576) and section twenty-five hundred eighty-two (2582) of the code, relating to the examination of persons beginning the practice of medicine.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-five hundred seventy-six (2576) of the code be and the same is hereby amended by striking out all that part of said section beginning with the word "graduates," in line twenty-seven, and ending with the word "examination," in line thirty-four of said section; also, by striking out the word "twenty," in the thirteenth line of said section, and inserting in lieu thereof the word "ten."

Sec. 2. That section twenty-five hundred and eighty-two (2582) of the code be amended by adding thereto the following, to wit:

The state board of medical examiners shall examine the graduates of the medical departments of the State university of Iowa, and of such other medical colleges in this state as are recognized by said board of medical

examiners as being in good and legal standing at the annual medical commencement, and at the location of said State university and other medical colleges respectively.

Sec. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 128, a bill for an act to amend section 1222 of the code, relating to appeals in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 67, a bill for an act to amend section 727 of the code, in relation to the powers of cities and towns to establish free public libraries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute, and recommend that the substitute do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Read first and second time by title and passed on file.

SUBSTITUTE FOR SENATE FILE NO. 67. COMMITTEE ON CITIES AND TOWNS.

A bill for an act to amend section seven hundred and twenty-nine (729) of the code in relation to the powers of library trustees.

Be it Enacted by the General Assembly of the state of Iowa:

Section 1. That section seven hundred and twenty-nine (729) of the code be amended by inserting in the sixteenth line thereof, after the word "library," the words "to authorize the use of such libraries by non-residents of such cities and towns, and to fix charges thereof."

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 40, a bill for an act to amend section 720 of the code, relating to gas works and electric light plants, beg leave to report that they have had the same under consideration and have instructed me

to report the same back to the Senate with a substitute, and recommend that the substitute do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

The following substitute was read first and second time by title and passed on file.

SUBSTITUTE FOR SENATE FILE NO. 40, BY COMMITTEE ON CITIES
AND TOWNS. .

A bill for an act to amend section seven hundred and twenty (720), section seven hundred and twenty-four, and section seven hundred and twenty-five (725) of the code, relating to powers of cities and towns.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section seven hundred and twenty (720) of the code be and the same is hereby amended by inserting after the word "town," in the third line, the words, "heating plants;" that section seven hundred and twenty-four (724) of the code be amended by inserting after the word "gas," in the fourth line, the word "heat," followed by a comma; that section seven hundred and twenty-five (725) of the code be amended by inserting after the word "gas," in the fifth and sixth lines, twice in the eighth, and once in the eleventh line, the word "heat," followed by a comma.

Sec. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Also:

MR. PRESIDENT—Your committees on Cities and Towns to whom was referred Senate file No. 54, and House file No. 54, a bill for an act to amend section 732 of chapter 4, title 5 the code by providing for the levy of a library tax in cities of the first class having a population of less than 25,000, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute, and recommend that the substitute do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

The following substitute was read first and second time and ordered passed on file:

**SUBSTITUTE FOR SENATE FILE NO. 54, AND HOUSE FILE NO. 54; BY CITIES
AND TOWNS.**

A bill for an act to amend section seven hundred and thirty-two (732) of the code, relating to the levying of taxes for library purposes.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section seven hundred and thirty-two (732) of the code be and the same is hereby amended by inserting before the word "cities," in the fifth line of said section the words "all other," and by striking out of the same line the words "of the second class;" also, by striking out the following words in the seventh and eighth lines of said section, to wit: "of the first class having a population of twenty-five thousand or over" and inserting in lieu thereof the words "and towns."

Sec. 2. This act being deemed of immediate importance shall be in full force and effect on and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

BILLS ON THIRD READING.

Senator Bishop called up substitute for Senate file No 73, and moved the adoption of the report of the committee.

Adopted

Senator Bishop moved the adoption of the substitute.

Adopted.

On motion of Senator Bishop, Senate file No. 73, a bill for an act to amend section three hundred and seventy-one (371) of the code, relating to the duties and liabilities of the clerk of the district court, with report of committee recommending its passage, was taken up and considered.

Senator Porter moved to amend by inserting the following as section 2:

"Sec. 2. This act being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa."

Adopted.

The bill was read for information.

Senator Bishop moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Trewin, Wallace, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Bolter, Garst, Hayward, Healey, Lambert, Lewis, Smith, Townsend—8.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 52, a bill for an act to amend section 5273 of the code relating to the offering of evidence on the part of the state in the trial of criminal causes.

S. M. CART,
Chief Clerk.

Senator Gorrell moved to take up Senate file No. 40, and that the report of the committee be adopted.

Carried.

Senator Gorrell moved the adoption of the substitute.

Adopted.

On motion of Senator Gorrell, Senate file No. 40, a bill for an act to amend sections 720, 724 and 725 of the code, relating to powers of cities and towns, with report of committee recommending its passage was taken up and considered.

Senator Gorrell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Trewin, Wallace, Wilson, Young—43.

The nays were:

None.

Absent or not voting:

Senators Bolter, Garst, Healy, Lewis, Smith, Titus, Townsend—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Blanchard offered the following concurrent resolution and moved its adoption :

Resolved, By the Senate, the House concurring, That a joint convention be held in the hall of the House on Friday, February 2, 1900, at 11:30 o'clock A. M., for the purpose of electing a state printer, a state binder, four regents in the State university, four trustees in the State College of Agriculture and Mechanic Arts, and two trustees in the Normal school at Cedar Falls.

Laid over under the rule.

Senator Perrin made the following motion and moved its adoption.

I move that Senator Hazelton be permitted to change the location of his desk.

WM. B. PERRIN.

Carried.

Senator Harriman moved that the Senate now take up House messages.

Carried.

MESSAGE FROM THE HOUSE.

The following message was received from the House.

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 52, a bill for an act to amend section 5373 of the code, relative to the offering of evidence on the part of the State in the trial of criminal causes.

S. M. CART,
Chief Clerk.

Read first and second time and ordered printed in Calendar.

The Journal of yesterday was taken up, corrected, and approved.

Miss Gertrude Harlan appeared before the bar of the Senate and was duly sworn in by the Secretary as clerk of the committee on Fish and Game.

Senator Young moved that the Senate do now adjourn until 10 o'clock to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Thursday, February 1, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Dr. Richard Garton of Burlington, Iowa.

On request of Senator Titus, leave of absence was granted Senator Hubbard.

PETITIONS AND MEMORIALS.

Senator Finch presented resolution of the board of supervisors of Pocahontas county, Iowa, relative to payment of all road taxes in cash.

Referred to committee on Highways.

Senator Finch presented resolution of the board of supervisors of Pocahontas county, Iowa, relative to legislation tending to prevent the several counties of the state, which desire to do so, from caring for their incurable insane.

Referred to committee on Charitable Institutions.

Senator Crossley presented petition of citizens of St. Charles, Madison county, Iowa, relative to Senate file No. 27 providing for the listing and taxing of mortgages and other liens upon real estate.

Referred to committee on Ways and Means.

Senator Ball presented petition of citizens of Johnson county, Iowa, in regard to compulsory education.

Referred to committee on Schools.

Senator Harriman presented petition of fifty-three citizens of Mason City, Iowa, asking that a law be provided requesting children between the ages of 5 and 14 years be sent to school.

Referred to committee on Schools.

Senator Wilson presented petition of barbers and citizens of Clinton county, Iowa, asking for the passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Moffit presented petition of Mrs. Rena Hawley, C. S., of Tipton, Iowa, relating to the practice of Christian science in Iowa.

Referred to committee on Public Health.

Senator Hobart presented petition of citizens of Cherokee county, Iowa, asking the passage of a bill providing for the destruction and extermination of cockle burrs and other noxious weeds on the public highways and farms.

Referred to committee on Agriculture.

Senator Hobart presented resolution of citizens of LeMars, Iowa, in mass meeting, relative to the Transvaal and Orange Free State republics.

RESOLUTIONS.

WHEREAS, The Transvaal and Orange Free State are free and independent republics, which bought their freedom with their blood and obtained the guarantee of their independence by treaties with Great Britain, dated 1852, 1854, and 1884, and,

WHEREAS, After the discovery of extensive gold fields and diamond fields in their territory, some adventurers and corporations controlling immense capital tried to possess themselves of the blood bought patrimony of said republics by instigating discontent and making unlawful inroads, harrassing said republics, and furthermore, corrupting the press of the English speaking nations; created in England a feeling of hostility, and in America misleading the public by false statements, and,

WHEREAS, by such means, men as Rhodes, Milner, and Chamberlain, in England, forced an unjustifiable war of conquest against the Transvaal and Free Orange State, while said press, by distortion of facts, and false and slanderous reports, created in many circles of our country a feeling of aversion against said republics, and,

WHEREAS, The leading statesmen of England, by their speeches, created the impression that an alliance inimical to the interests of the Transvaal was desired by the English government, might be concluded by our own country, the administration supposing that such a course was agreeable to the people at large, therefore, be it

Resolved, That we, citizens of the United States of America, in mass meeting assembled at LeMars, Iowa, January 25, 1900, express our heartfelt sympathies with the struggling republicans, in their just war for the preservation of their independence; that we declare our unalterable opposition to any alliance or understanding whereby the United States should

lend their assistance directly or indirectly to England in her unjust and unholy war, or encourage England by the idea that it has the sympathy of the people of this country in its war of conquest, and furthermore, be it

Resolved, That we request our senators and members of congress to oppose any steps inimical to the interests of said republics which are now fighting for the same cause and against the same enemy as the people of America fought against in 1776, and, be it further

Resolved, That a copy of these resolutions be sent to President McKinley, President Kruger, President Steyn, to our Senators Allison and Gear, Congressman Lot Thomas, State Senator Hobart and Representative Cottrell.

Referred to committee on Federal Relations.

INTRODUCTION OF BILLS.

By Senator Hayward, Senate file No. 157, a bill for an act to amend section 1 of chapter 74 of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' home at Davenport.

Read first and second time and referred to committee on Ways and Means.

By Senator Lister, Senate file No. 158, a bill for an act granting the right to corporations organized under the laws of a foreign country, and corporations organized under the laws of this country, one-half of the stock of which is owned and controlled by nonresident aliens to hold and dispose of real property and to legalize certain contracts and conveyances of such corporations.

Read first and second time and referred to committee on Judiciary.

By Senator Perrin, by request, Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States.

Read first and second time and referred to committee on Military.

By Senator Hobart, Senate file No. 160, a bill for an act to amend chapter 19, title 12, of the code, creating a board of dental examiners and providing their powers and duties, and regulating their compensation.

Read first and second time and referred to committee on Public Health.

By Senator Hobart, Senate file No. 161, a bill for an act providing a penalty for practicing law without having been admitted to practice in the courts of this state.

Read first and second time and referred to committee on Judiciary.

By Senator Blanchard, House file No. 162, a bill for an act in relation to the liens of mortgages and other instruments in writing, and limiting the time of such liens.

Read first and second time and referred to committee on Judiciary.

Senator Blanchard called up concurrent resolution offered by him yesterday and moved its adoption.

Senator Lambert raised a point of order under section 10 of the joint rules relative to considering this resolution at this time.

President Milliman overruled the point of order raised by Senator Lambert.

Senator Lambert moved to amend by striking out all reference to state printer and state binder wherever it appears in the resolution.

Senator Porter demanded a roll call on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Ball, Bishop, Cheshire, Emmert, Finch, Garst, Gorrell, Hayward, Healy, Lambert, Lister, Lyons, McIntire, Nolan, Porter, Smith, Tallman, Townsend, Wilson, Young—21.

The nays were:

Senators Alexander, Allyn, Arthaud, Bachman, Blanchard, Brighton, Classen, Craig, Crossley, Eaton, Fitchpatrick, Griswold, Harriman, Hazelton, Hobart, Hopkins, Junkin, Lewis, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin, Wallace—27.

Absent or not voting:

Senators Bolter, Hubbard—2.

So the amendment was lost.

A roll call was demanded on the original resolution.

On the question, Shall the original resolution be adopted?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Blanchard, Brighton, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Junkin, Lewis, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin, Wallace—29.

The nays were:

Senators Alberson, Ball, Bishop, Cheshire, Emmert, Garst, Gorrell, Healy, Lambert, Lister, Lyons, McIntire, Nolan, Porter, Smith, Tallman, Townsend, Wilson, Young—19.

Absent or not voting:

Sentors Bolter, Hubbard—2.

So the concurrent resolution was adopted.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 138, a bill for an act to repeal section 1389 of the code and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Ways and Means.

THOS. A. CHESHIRE.

Chairman.

Adopted and referred to committee on Ways and Means.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 79, a bill for an act repealing section 2261 of the code, with reference to the county commissioners of insanity and providing a substitute in lieu thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE.

Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 87, a bill for an act providing for payment into the county treasury, for use of county fund of all fines imposed for violation of laws

relating to sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 60, a bill for an act amending section 576 of the code, relative to the duties of township clerk, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked :

House file No. 8, a bill for an act to amend section 1096 of the code in relation to time of closing polls at election.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked, House file No. 53, a bill for an act to amend section 2992 of chapter 9, title 14 of the code of Iowa, relating to landlord and tenant.

S. M. CART,
Chief Clerk.

Passed on file.

BILLS ON THIRD READING.

On motion of Senator Harriman House file No. 52, a bill for an act to amend section 5373 of the code, relating to the offering of evidence on the part of the state in the trial of criminal causes was taken up and considered.

Senator Garst moved to refer House file No. 52, to the committee on Judiciary.

A roll call was demanded.

On the question, Shall the bill be referred to the committee on Judiciary?

The yeas were:

Senators Ball, Bishop, Brighton, Cheshire, Crossley, Emmert, Finch, Garst, Healy, Junkin, Lewis, Lyons, McIntire, Mullan, Penrose, Porter, Townsend—17.

The nays were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Blanchard, Classen, Craig, Eaton, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Lambert, Lister, McArthur, Mardis, Moffit, Nolan, Perrin, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—81.

Absent or not voting:

Senators Bolter, Hubbard—2.

So the motion was lost.

Senator Cheshire offered the following amendment and moved its adoption :

I move to amend the bill by adding at the end of section 1, the following: "If the defendant be not found within the county."

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted ?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Hayward, Healy, Hobart, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mullan, Nolan, Penrose, Porter, Tallman, Titus, Townsend, Wilson, Young—32.

The nays were:]

Senators Alexander, Arthaud, Bachman, Blanchard, Eaton, Gorrell, Griswold, Harriman, Hazelton, Hopkins, Mardis, Moffitt, Perrin, Smith, Trewin, Wallace—16.

Absent or not voting:

Senators Bolter, Hubbard—2.

So the amendment was adopted.

Senator Healy offered the following amendment and moved its adoption:

Add as section 2, that said section 5373 be further amended by adding the words, "or his attorney" after the word defendant in line 20 of said section.

Adopted.

The Secretary read the bill for information.

Senator Harriman moved that the rule be suspended and the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—44.

The nays were:

Senators Hobart, Lewis, McArthur, Mullan, Townsend—5.

Absent or not voting:

Senators Bolter, Hubbard—2.

Senator Harriman moved to amend the title by writing the words five thousand, three hundred and seventy-three, and by enclosing the figures in parentheses.

Carried.

So the bill having received a constitutional majority was declared to have passed the Senate and its title as amended agreed to.

Senator McArthur moved that the time for adjournment be extended ten minutes.

Carried.

Senator McArthur offered the following Joint resolution, No. 5:

Resolved, By the Senate, the House concurring, That the governor be authorized to, and we recommend he grant a pardon or parole to Thomas Kelly, formerly of Lucas county, Iowa, and now confined in state prison at Anamosa, upon such terms and conditions as the governor may prescribe.

Read first and second time and referred to committee on Penitentiaries and Pardons.

The Journal of yesterday was taken up, corrected and approved.

Senators Hazelton and Nolan exchanged seats, Senator Hazelton now occupying seat No. 20 and Senator Nolan occupying seat No. 25.

Senator Penrose moved that the Senate now adjourn until 10 o'clock A. M., to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, February 2, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. G. W. L. Brown of Des Moines, Iowa.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 58, a bill for an act to amend section 2992, of chapter 9, title 14, of the code of Iowa, relating to landlord and tenant.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the House was asked:

Joint resolution No. 3, authorizing the executive council to print and bind extra copies of the report of the board of control of state institutions.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 8, a bill for an act to amend section 1096 of the code, in relation to time of closing polls at elections.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has substituted and passed the following bill, in which the concurrence of the Senate is asked:

Substitute for Senate file No. 13, a bill for an act to amend section 5258, relating to minutes to be kept by grand juries.

S. M. CART,
Chief Clerk.

PETITIONS AND MEMORIALS.

Senator Alberson presented petition of citizens of Washington county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Alberson presented petition of citizens of Washington county, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Alberson presented petition of citizens of Washington county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Tallman presented petition of citizens of Clarke county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Tallman presented petition of citizens of Clarke county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Tallman presented petition of citizens of Clarke county, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Smith presented petition of citizens of Lake Mills, Winnebago county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Classen presented petition of P. Hollingsworth and others, citizens of Marshall county, Iowa, in relation to compulsory education.

Referred to committee on Schools.

Senator Classen presented petition of P. Hollingsworth and others, citizens of Bangor, Marshall county, Iowa, in relation to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Classen presented petition of Pardon Head and others, of Marshall county, Iowa, in relation to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Alexander presented protest of C. W. Burton, secretary Southeastern society, and A. B. Dennis, member of same, of Cedar Rapids, Iowa, relative to assignment to the board of control of the state horticultural rooms.

Referred to committee on Public Health.

Senator Bachman presented petition of E. C. Rowell and others, citizens of Palo Alto and Dickinson county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Bachman presented petition of O. C. Underwood and others, citizens of Palo Alto and Dickinson counties, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Bachman presented petition of E. E. Moore and others, citizens of Dickinson county, Iowa, and J. R. Phoenix and others, citizens of Palo Alto county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Penrose presented petition of Irvin Mirrill and others, citizens of Tama county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Penrose presented petition of G. W. Berry and others, citizens of Tama county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Penrose presented petition of William Mee and others, citizens of Tama county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Titus presented petition by request of C. L. Stafford, secretary of the Iowa annual conference of the Methodist Episcopal church, relative to providing a temperance commission similar to dairy and railroad commissions.

Referred to committee on Suppression of Intemperance.

Senator Titus presented petition of A. L. Horton and other citizens of Muscatine county, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Mardis presented petition of John F. Meyers and other citizens of Wayne county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Mardis presented petition of John F. Meyers and other citizens of Wayne county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Mardis, presented petition of citizens of Wayne county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Emmert presented petition of citizens of Shelby county, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Emmert presented petition of citizens of Shelby county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Emmert presented petition of citizens of Shelby county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Emmert presented petition of citizens of Shelby county, Iowa, relative to appropriation for the Benedict home at Des Moines, Iowa.

Referred to committee on Charitable Institutions.

Senator Finch presented petition of citizens of Buena Vista county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Finch presented petition of citizens of Buena Vista county, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Finch presented petition of citizens of Buena Vista county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Finch presented petition of barbers and citizens of Storm Lake, Iowa, asking for the passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Wallace presented petition of citizens of Hardin and Hamilton counties, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Wallace presented petition of citizens of Hamilton county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Wilson presented petition of citizens of Clinton county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Nolan presented petition of voters and women of Dubuque county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Wallace presented petition of citizens of Hardin and Hamilton counties, asking a constitutional amendment, striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Crossley presented petition of citizens of Madison county, Iowa, relative to providing for the listing and taxing of mortgages and other liens upon real estate.

Referred to committee on Ways and Means.

Senator Lewis presented petition of citizens of Keokuk county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Lewis presented petition of citizens of Sigourney, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Arthaud presented petition of citizens of Taylor county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Arthaud presented petition of citizens of Clearfield, Taylor county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lyons presented petition of citizens of Howard county, Iowa, relative to compulsory reformatory for women; also petition of citizens of Winneshiek county on same subject.

Referred to committee on Charitable Institutions.

Senator Lyons presented petition of citizens of Calmar, Winneshiek county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Lyon presented petition of citizens of Winneshiek county, Iowa, relative to compulsory education; also petition of citizens of Howard county, Iowa, on same subject.

Referred to committee on Schools.

Senator Hobart presented petition of citizens of Cherokee, Ida and Plymouth counties, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Hobart presented petition of citizens of Cherokee, Plymouth and Ida counties, Iowa, relative to compulsory reformatory for women.

Referred to committee on charitable Institutions.

Senator Hobart presented petition of citizens of Cherokee, Ida and Plymouth counties, Iowa, asking a constitutional amendment striking out the word "male" from the constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lister presented petition of citizens of Lyon and Osceola counties, relative to compulsory education.

Referred to committee on Schools.

Senator Lister presented petition of citizens of O'Brien, Lyon and Osceola counties, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lister presented petition of citizens of Osceola and Lyon counties, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Fitchpatrick presented petition of citizens of Ogden, Boone county, Iowa, relative to striking out the word "male" from the state constitution; also petition of citizens of Story county on same subject.

Referred to committee on Constitutional Amendments.

Senator Fitchpatrick presented petition of citizens of Story county, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Fitchpatrick presented petition of citizens of Ogden, Boone county, Iowa, relative to compulsory reformatory for women; also petition of citizens of Story county, Iowa, on same subject.

Referred to committee on Charitable Institutions.

Senator Trewin presented petition of citizens of Fayette county, Iowa, in favor of a compulsory education law.

Referred to committee on Schools.

Senator Trewin presented petition of citizens of Fayette county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Cheshire presented petition of 126 voters and 163 women of Polk county, in favor of equal suffrage.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Cheshire presented petition of 106 voters and 164 women of Polk county, Iowa, in favor of a compulsory education law.

Referred to committee on Schools.

Senator Cheshire presented petition of 124 voters and 192 women of Polk county, Iowa, in favor of compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Blanchard presented petition of Will Johnson and others of Oskaloosa, Iowa, relative to House file No 7, repealing section 5702 of the code.

Referred to committee on Labor.

Senator Fitchpatrick presented petition of citizens of Ogden, Boone county, Iowa, relative to the sale of intoxicating liquors within five miles of the State Agricultural college, State university and State Normal schools.

Referred to committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Smith, Senate file No. 163, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies.

Read first and second time and referred to committee on Appropriations.

By Senator Nolan, Senate file No. 164, a bill for an act relating to giving of indemnity by persons operating steam threshers.

Read first and second time and referred to committee on Agriculture.

By Senator Harriman, Senate file No. 165, a bill for an act to create a department of agriculture, and repeal sections 1653, 1654, 1655, 1656, 1657, 1664, 1682, 1683, chapter 42 of the acts of the Twenty-seventh General Assembly, and amend sections 1679 and 1681 of the code.

Read first and second time and referred to committee on Agriculture.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 58, a bill for an act to amend section 2992 of chapter 9, title 14 of the code of Iowa, relative to landlord and tenant.

S. M. CART,
Chief Clerk.

Read first and second time and referred to committee on Judiciary.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution, in which the concurrence of the House was asked:

Joint resolution No. 3, authorizing the executive council to print and bind extra copies of the report of the board of control of state institutions.

S. M. CART,
Chief Clerk.

Passed on file.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 8, a bill for an act to amend section 1096 of the code, in relation to time of closing polls at election.

S. M. CART,
Chief Clerk.

Read first and second time and referred to the committee on Elections.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has substituted and passed the following bill in which the concurrence of the House was asked.

Substitute for Senate file No. 13, a bill for an act to amend section 5258, relating to minutes to be kept by grand juries.

S. M. CART,
Chief Clerk.

Read first and second time and referred to committee on Judiciary.

REPORTS OF COMMITTEES.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 64, a bill for an act to amend section twenty-four hundred and thirty-three (2433) of the code of 1897, relating to duties of assessors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Ways and Means.

J. H. TREWIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 131, a bill for an act to amend section 742 of chapter 5, title 5 of the code, relating to the purchase and construction of water works, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

That the title be amended by striking out the words and figures "of chapter 5, title 5," in the first and second lines thereof.

That section 1 be amended by striking out the words and figures "title 5, chapter 5," in the first and second lines thereof, and when so amended that the bill do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Senator Bachman, from the committee on Public Health submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file No. 81, a bill for an act to protect the public health and the health of domestic animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Strike out section 5, thereof and add the following:

Sec. 5. Nothing herein shall be held to apply to the ordinary shipment of stock cattle for sale on the open market through any public stock yards where said cattle are subjected to the inspection of inspectors duly authorized by the United States, or by the state board of health.

Sec. 6. This act being deemed of immediate importance shall be in effect after its publication in the Daily Iowa Capital and the Des Moines Leader, newspapers published in Des Moines, Iowa.

That when so amended that the same do pass.

E. W. BACHMAN,
Chairman.

Ordered passed on file.

Senator Smith moved that the Senate do now go into executive session.

Senator Penrose moved to amend by changing the time to 11 o'clock, Tuesday, February 6th, to consider the nomination of H. H. Rood as member of the board of control.

Senator Healy raised a point of order on the submission of the amendment of Senator Penrose.

President Milliman sustained the point of order on the ground that there might be other business to come before the executive session.

A roll call was demanded on the motion of Senator Smith.

On the question, Shall the motion prevail?

The yeas were:

Senators Alberson, Ball, Bishop, Cheshire, Craig, Crossley, Emmert, Finch, Garst, Hayward, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lyons, McIntire, Nolan, Porter, Smith, Tallman, Titus, Townsend, Wilson, Young—26.

The nays were:

Senators Alexander, Allyn, Arthaud, Bachman, Blanchard, Brighton, Classen, Eaton, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Trewin, Wallace—23.

Absent or not voting:

Senator Bolter—1

So the motion prevailed.

The Senate went into executive session at 11:20 o'clock.

REPORT OF COMMITTEE.

The committee, to whom was referred the nomination by the governor for member of the board of control, submitted a majority and a minority report:

MR. PRESIDENT—Your committee to whom was referred the nomination by the governor of H. H. Rood, to be a member of the board of control, beg leave to report that they have had the same underconsideration and report the same back to the Senate, with the recommendation that said nomination be confirmed by the Senate.

L. C. BLANCHARD,
J. H. TREWIN,
D. A. YOUNG.

Also:

MR. PRESIDENT—The minority of your committee respectfully recommend that the appointment of said H. H. Rood be not confirmed.

P. FINCH,
THOS. LAMBERT.

On the question, Shall the appointment of H. H. Rood to be a member of the board of control be confirmed?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Classen, Eaton, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Hobart, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin, Wallace, Young—28.

The nays were:

Senators Alberson, Bishop, Cheshire, Craig, Crossley, Emmert, Finch, Garst, Gorrell, Healy, Hopkins, Hubbard, Lambert, Lyons, McIntire, Nolan, Porter, Smith, Tallman, Townsend, Wilson—21.

Absent or not voting:

Senator Bolter—1.

The appointment of H. H. Rood, having failed to receive a vote of two-thirds of the Senate was declared not confirmed.

The Senate arose from executive session at 11:40 A. M.

BILLS ON THIRD READING.

On motion of Senator Hayward, substitute for Senate file No. 43, a bill for an act to amend section twenty-five hundred and seventy-six (2576) and section twenty-five hundred and eighty-two (2582) of the code, relating to examination of persons beginning the practice of medicine, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Hayward moved that the substitute be adopted.

Adopted.

Senator Hayward moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell,

Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace, Wilson, Young—45.

The nays were:

None.

Absent or not voting:

Senators Bolter, Hopkins, Junkin, McArthur, Trewin—5.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Penrose, Senate file No. 88, a bill for an act to amend section 779 of the code, relating to the collection of taxes, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Penrose moved the adoption of the following committee amendment:

Amend section 1 by inserting after the figures "779," in the second line the words "of the code."

Adopted.

Senator Penrose moved that the rule be suspended, and that the bill be considered engrossed and read a third time now which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—47.

The nays were:

None.

Absent or not voting:

Senators Bolter, Healy, McArthur—3.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Titus, substitute for Senate file No. 67, a bill for an act to amend section 729 of the code, in relation to the powers of cities and towns to establish free public libraries, with the report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Titus moved that the substitute be adopted.

Adopted.

Senator Titus moved that the rule be suspended, and that the bill be considered engrossed and read a third time now which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were:

None.

Absent or not voting:

Senators Bolter, Brighton, Healy, Hobart, Junkin—5.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Trewin moved to correct the Journal of January 31st, by changing the word "thereof" to "therefor" in the last line of the report of committee on Senate file No. 67, on page 188.

Carried, and so ordered.

On motion of Senator Blanchard, Senate file No. 128, a bill for an act to amend section 1222 of the code, relating to appeals in certain cases, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Blanchard moved that the time for adjournment be extended ten minutes.

Carried.

Senator Blanchard moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson, Young—44.

The nays were:

Senator Tallman.

Absent or not voting:

Senators Bolter, Hobart, McArthur, McIntire, Penrose—5.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

H. W. McCauley appeared before the bar of the Senate and was duly sworn in as clerk of the committee on Senatorial and Representative Districts in place of L. Brown, formerly sworn in as clerk of said committee.

The Journal of yesterday was taken up, corrected and approved.

Senator Tallman moved that the Senate now adjourn until 10 o'clock to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Saturday, February 3, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. W. F. Harned of Des Moines, Iowa.

On request of Senator Young, leave of absence was granted Senator Fitchpatrick.

On request of Senator Hazelton, leave of absence was granted Senator Emmert.

On request of Senator Harriman, leave of absence was granted Senator Alexander.

On request of Senator Tallman, leave of absence was granted Senator Bolter, on account of illness.

On request of Senator Lyons, leave of absence was granted Senator Gorrell.

PETITIONS AND MEMORIALS.

Senator Crossley presented petition of citizens of Winterset, Iowa, relative to Senate file No. 27, an act providing for the listing and taxing of mortgages and other liens upon real estate.

Referred to committee on Ways and Means.

Senator Perrin presented petition of A. E. Dye and five others, barbers of Nashua, Chickasaw county, Iowa, asking for passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Penrose presented petition of citizens of Tama county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Penrose presented petition of citizens of Tama county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Penrose presented petition of citizens of Tama county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Bishop presented petition of barbers and citizens of Strawberry Point, Iowa, asking the passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Allyn presented petition of citizens of Ringgold, Union and Decatur counties, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Allyn presented petition of citizens of Decatur and Ringgold counties, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Allyn presented petition of citizens of Decatur, Ringgold and Union counties, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Harriman presented petition of citizens of Mason City, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Healy presented petition of W. F. Shultz of Storm Lake, Iowa, relative to amendment as to chapter 14, section 4885, and succeeding sections providing that where insurance policies provides for arbitration, that the decision of majority of arbitrators shall be final and binding as to the amount of loss.

Referred to committee on Insurance.

INTRODUCTION OF BILLS.

By Senator Wilson, Senate file No. 167, a bill for an act to repeal section 5702, chapter 2, title 26 of the code, and enact a substitute therefor.

Read first and second time and referred to committee on Ways and Means.

By Senator Hobart, Senate file No. 168, a bill for an act to allow a refund of money to patentees, their heirs and assigns, of certain lands patented by the state of Iowa as school lands, the title of which has failed in said patentee, their heirs and assigns.

Read first and second time and referred to committee on Appropriations.

By Senator Hayward, Senate file No. 169, a bill for an act to amend sections 1050, 1051, and 1053 of the code, in relation to actions against cities by making the provisions of said sections apply to all cities and towns.

Read first and second time and referred to committee on Cities and Towns.

By Senator Hayward, Senate file No. 170, a bill for an act to grant additional powers to cities and towns.

Read first and second time and referred to committee on Cities and Towns.

By Senator Hayward, Senate file No. 171, a bill for an act to amend section 510 of the code, relating to compensation of deputy sheriffs.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Penrose, Senate file No. 172, a bill for an act making appropriations for the College for the Blind at Vinton.

Read first and second time and referred to committee on Appropriations.

By Senator Cheshire, Senate file No. 173, a bill for an act to amend section 704 of the code, relating to the general powers of cities and towns.

Read first and second time and referred to committee on Cities and Towns.

By Senator McIntire, Senate file No. 174, a bill for an act to exempt property from taxation, the income from which is given to literary, scientific, charitable, benevolent or religious purposes and institutions.

Read first and second time and referred to committee on Ways and Means.

By Senator Hazelton, Senate file No. 175, a bill for an act to amend section 700 of the code, relating to the power of cities to regulate, license and tax certain kinds of business.

Read first and second time and referred to committee on Cities and Towns.

By Senator Mullan, Senate file No. 176, a bill for an act to amend chapter 10, of title 3 of the code, relating to admission of persons to practice as attorneys and counselors in the courts of this state.

Read first and second time and referred to committee on Judiciary.

MESSAGES FROM THE HOUSE.

The following messages were received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the House was asked:

Joint resolution No. 1, proposing to amend the constitution of the state of Iowa so as to provide for biennial election.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution, relative to joint convention for the purpose of electing a state printer and state binder and regents for State university, trustees State College of Agriculture and Mechanic Arts, and the State Normal school at Cedar Falls.

S. M. CART,
Chief Clerk.

Senator Wallace offered the following concurrent resolution, and moved its adoption:

CONCURRENT RESOLUTION.

Resolved, By the Senate, the House concurring: That a joint committee of the Senate and House be appointed to purchase a suitable chair for the Governor and a suitable chair and gavel each for the President of the Senate and Speaker of the House.

Adopted.

The Senate then took up House messages:

HOUSE MESSAGES CONSIDERED.

Joint resolution No. 1, proposing to amend the constitution of the state of Iowa, so as to provide for biennial elections.

S. M. CART,
Chief Clerk.

Passed on file.

JOINT RESOLUTION (SENATE FILE NO. 1) BY TITUS.

Joint resolution, proposing to amend the constitution of the state of Iowa, so as to provide for biennial elections.

Be it Resolved by the General Assembly of the State of Iowa:

That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed:

Add as section 16, to article 12 of the constitution, the following:

Section 16. The first general election after the adoption of this amendment shall be held on the Tuesday next after the first Monday in November in the year one thousand nine hundred and two, and general elections shall be held biennially thereafter. In the year one thousand nine hundred and two there shall be elected a governor, lieutenant-governor, secretary of state, auditor of state, treasurer of state, attorney-general, two judges of the supreme court, the successors of the judges of the district court whose terms of office expire December thirty-first, one thousand nine hundred and two, state senators who would otherwise be chosen in the year one thousand nine hundred and one, and members of the house of representatives, The terms of office of the judges of the supreme court, which would otherwise expire in odd numbered years, and all other elective state, county and township officers whose terms of office would otherwise expire in the year one thousand nine hundred and one, and members of the general assembly whose successors would otherwise be chosen at the general election in the year one thousand nine hundred and one, are hereby extended one year and until their successors are elected and qualified. The terms of office of senators whose successors would otherwise be chosen in the year one

thousand nine hundred and three are hereby extended one year and until their successors are elected and qualified. The general assembly shall make such changes in the law governing the time of election and term of office of all other elective officers as shall be necessary to make the time of their election and terms of office conform to this amendment, and shall provide which of the judges of the supreme court shall serve as chief justice. The general assembly shall meet in regular session on the second Monday in January, one thousand nine hundred and three, and biennially thereafter.

Be it further resolved, That this resolution and the foregoing amendments to the constitution of the state of Iowa, having been adopted by the Twenty-seventh General Assembly, in manner and form, and by the majority required by the constitution of the state of Iowa, and the statutes thereof, shall be submitted for ratification or rejection by the electors of the state of Iowa at the general election for state officers to be held in November, 1900.

Also:

Concurrent resolution relative to joint convention for the purpose of electing a State printer and State binder and regents for State university, trustees of State College of Agriculture and Mechanic Arts and the State Normal school at Cedar Falls.

S. M. CART,
Chief Clerk.

The Senate concurred in the following House amendment:

Amend by striking out the words "11:30 o'clock Friday" and insert the words, "11:30 o'clock Tuesday next."

The Senate also concurred in the following House amendment: Amend by striking out the words "State printer and binder."

On the question, Shall the Senate concur in the resolution as amended?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McIntire, Mardis, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—38.

The nays were:

Senators Blanchard, Lewis, McArthur, Moffit, Penrose—5.

Absent or not voting:

Senators Alexander, Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, Titus—7.

So the Senate concurred in the resolution as amended.

REPORTS OF COMMITTEES.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 148, a bill for an act to amend section 1340 of the code, relating to the assessment of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 10, a bill for an act to amend section 2644 of chapter 3, title 13 of the code as amended by chapter 75 of the acts of the Twenty-seventh General Assembly, relating to the State university, beg leave to report that they have had the same under consideration and have instructed to report the same back to the Senate with the recommendation that the same be amended as follows:

Amend the title by striking out in the second line, the words "of chapter three (3), title thirteen (13)."

Amend section 1, in line two, by striking out the words "of chapter three (3), title thirteen (13)."

And that when so amended the bill do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 109, a bill for an act to amend section two thousand, seven hundred and fifty-five (2755), of chapter fourteen (14), title thirteen (13) of the code, relating to the election precincts in school elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out the title and substituting the following:

"A bill for an act to amend section two thousand, seven hundred and fifty-five (2755) of the code, relating to the number of election precincts into which school corporations of more than five thousand inhabitants may be divided."

And that the bill be further amended by striking out of the third line of section 1 thereof the figure 5 and parentheses and enclosing same, and that when so amended the bill do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator McIntire, substitute for Senate file No. 54 and House file No. 54, bills for an act amending section 782, chapter 4, title 5 of the code, providing for levy of library tax in cities of first-class, having a population of less than 25,000, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator McIntire moved that the substitute be adopted.

Adopted.

Senator McIntire moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bolter, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Smith—8.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Ball, Senate file No. 10, a bill for an act amending section 2644, of chapter 3, title 13 of the code, as amended by chapter 75 of the acts of the Twenty-seventh General Assembly, relating to the State university, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Ball moved the adoption of the following committee amendment:

Amend the title by striking out in the second line the words: "of chapter three (3), title thirteen (13)."

Adopted.

Senator Ball moved the adoption of the following committee amendment:

Amend section 1, in line two, by striking out the words: "of chapter three (3), title thirteen (13)."

Adopted.

Senator Ball moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Crossley, Eaton, Finch, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bolter, Brighton, Craig, Emmert, Fitchpatrick, Garst, Gorrell—8.

So the bill having received a constitutional majority was declared to have passed the Senate and its title as amended agreed to.

On motion of Senator Tallman, Senate file No. 88, a bill for an act to amend section 4807 of the code, in relation to highways, bridges, railways, telegraph lines, etc., with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Tallman moved the adoption of the following committee amendment of the title: "Amend section forty-eight hundred and seven of the code, relating to malicious mischief and trespass."

Adopted.

Senator Tallman moved to amend the reference to the line in the code by changing the word "fifth" to "fourth."

Adopted.

Senator Mullan offered the following amendment, and moved its adoption:

I move to amend the bill by adding after the words "electric light," the words "electric railway."

Adopted.

Senator Tallman moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Griswold, Harriman, Hayward, Hazelton, Hobart, Hubbard, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace, Wilson, Young—39.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bolter, Brighton, Emmert, Fitchpatrick, Garst, Gorrell, Healy, Hopkins, Junkin, Trewin—11.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title as amended agreed to.

Senator Harriman moved that Senate file No. 6 be indefinitely postponed.

Carried.

Senator Smith moved that when the Senate adjourn it be until 2 o'clock P. M., Monday, next.

Lost.

The Journal of yesterday was taken up, corrected and approved.

Senator Allyn moved to reconsider the vote by which the motion to adjourn until 2 o'clock, Monday, next, was lost.

Carried.

The question then was on the original motion to adjourn until 2 o'clock P. M., Monday.

Senator Junkin moved to amend by making the hour of adjournment 10 o'clock A. M., Monday.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Ball, Bishop, Brighton, Classen, Craig, Crossley, Eaton, Hayward, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Wallace, Wilson, Young—24.

The nays were:

Senators Allyn, Arthaud, Bachman, Blanchard, Cheshire, Finch, Griswold, Harriman, Hazelton, Hubbard, McIntire, Mullan, Smith, Tallman, Titus, Townsend—16.

Absent or not voting:

Senators Alexander, Bolter, Emmert, Fitchpatrick, Garst, Gorrell, Healy, McArthur, Perrin, Trewin—10.

So the motion as amended prevailed.

Senator Lewis moved that the Senate now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, February 5, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. E. M. Vittum, of Grinnell, Iowa.

On request of Senator Craig, leave of absence was granted Senator Bachman.

On request of Senator Penrose, leave of absence was granted Senator McArthur.

On request of Senator Lyons, leave of absence was granted Senator McIntire.

On request of Senator Mullan, leave of absence was granted Senator Moffit.

On request of Senator Trewin, leave of absence was granted Senator Classen.

On request of Senator Emmert, leave of absence was granted Senator Townsend.

On request of Senator Crossley, leave of absence was granted Senator Hazelton.

On request of Senator Allyn, leave of absence was granted Senator Alexander.

On request of Senator Crossley, leave of absence was granted Senator Brighton.

PETITIONS AND MEMORIALS.

Senator Bolter presented petition of citizens of Crawford and Harrison counties, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Bolter presented petition of citizens of Harrison county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Bolter presented petition of citizens of Harrison county, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Porter presented petition of citizens of Bloomfield, Davis county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Porter presented petition of citizens of Bloomfield, Davis county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Crossley presented petition of citizens of Madison county, Iowa, relative to Senate file No. 27, an act providing for the listing and taxing of mortgages and other liens upon real estate.

Referred to committee on Ways and Means.

Senator Wallace presented petition of citizens of Union, Hardin county, Iowa, in favor of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

INTRODUCTION OF BILLS.

By Senator Gorrell, Senate file No. 177, a bill for an act to amend section 3489 of chapter 1, title 18 of the code, in relation to the limitation of actions on judgments.

Read first and second time and referred to committee on Judiciary.

By Senator Crossley, Senate file No. 178, a bill for an act to amend sections 2622 and 2627 of the code, in relation to the duties and expenses of the superintendent of public instruction.

Read first and second time and referred to committee on Schools.

By Senator Smith, Senate file No. 179, a bill for an act appropriating money for purchase and erection of new elevators in the state capitol building.

Read first and second time and referred to committee on Appropriations.

By Senator Harriman, Senate file No. 180, a bill for an act to provide for the discharge of judgment in the courts of the state against persons, firms and corporations who have been declared bankrupts and discharged pursuant to the acts of congress in relation to bankruptcy.

Read first and second time and referred to committee on Judiciary.

REPORT OF COMMITTEE.

Senator Emmert, from the committee on Pharmacy, submitted the following report:

MR. PRESIDENT—Your committee on Pharmacy, to whom was referred Senate file No. 100, a bill for an act to amend section twenty-five hundred and eight (2508) of the code, in relation to the inspection of products of petroleum, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate, with the recommendation that the same do pass when amended as follows:

Insert the words "of the code" after the figures in parentheses in section 1, line 1.

Strike out the words "to wit" in the third line after "words."

J. M. EMMERT,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Pharmacy, to whom was referred Senate file No. 33, a bill for an act to amend sections two thousand, three hundred and ninety (2390) and two thousand, three hundred and ninety-three (2393) of the code, relating to bonds of pharmacists, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass when amended as follows:

Insert the words "the words," after the words "insert," in the sixth line of the original bill; and in the fifth line of section 2 of the original bill insert the word "the" between the words "out" and "word."

J. M. EMMERT,
Chairman.

Ordered passed on file.

On motion of Senator Junkin, Senate file No. 39, was recommended to the committee on Ways and Means.

BILLS ON THIRD READING.

On motion of Senator Junkin, Senate file No. 148, a bill for an act to amend section 1840 of the code, relating to the assessment of taxes, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Junkin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball Bishop, Bolter, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Blanchard, Brighton, Cheshire, Classen, Hazelton, Healy, McArthur, McIntire, Moffit, Townsend—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Lewis, Senate file No. 60, a bill for an act amending section 576 of the code, relative to the duties of township clerk, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Lewis moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass ?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Bolter, Cheshire, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell,

Griswold, Hayward, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Blanchard, Brighton, Classen, Garst, Harriman, Hazelton, Healy, McArthur, McIntire, Moffit, Townsend—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The Journal of Saturday was taken up, corrected and approved.

Senator Ball filed the following motion:

I move to reconsider the vote by which Senate file No. 10, as amended, passed the Senate on February 3, 1900.

On motion of Senator Garst, Senate file 155, a bill for an act appropriating money to pay express and freight, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Bolter, Cheshire, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Wallace, Wilson, Young—84.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Blanchard, Brighton, Classen, Harriman, Hazelton, Healy, Lyons, McArthur, McIntire, Moffit, Smith, Townsend, Trewin—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Bolter moved that the Senate do now adjourn until 10 o'clock A. M., to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, February 6, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Mandus Barrett, of Nashua, Iowa.

PETITIONS AND MEMORIALS.

Senator Alberson presented petition of W. G. Smith and 135 other citizens of Washington county, Iowa, relative to sale of intoxicating liquors within five miles of state institutions.

Referred to committee on Suppression of Intemperance.

Senator Hayward presented petition of sixty-nine citizens of Princeton, Scott county, Iowa, relative to sale of intoxicating liquors within five miles of state institutions.

Referred to committee on Suppression of Intemperance.

Senator Classen presented petition of citizens of Marshalltown, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Tallman presented petition of W. E. Patterson and twenty other citizens of Warren county, Iowa, relative to sale of intoxicating liquors within five miles of the state institutions.

Referred to committee on Suppression of Intemperance.

Senator Lambert presented petition of citizens of Elgin, Iowa, asking a law for better protection of fish in the Mississippi river.

Referred to committee on Fish and Game.

Senator Bolter presented petition of citizens of Denison, Crawford county, Iowa, and two petitions of citizens of Harrison county, Iowa, asking a constitutional amendment striking the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Titus presented petition of citizens of Muscatine, Iowa, relative to House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Titus presented petition of citizens of Muscatine, Iowa, relative to garnishment of wages.

Referred to committee on Ways and Means.

Senator Bishop presented petition of William A. Gibbons and twenty-one others, of Clayton county, Iowa, relative to the sale of intoxicating liquors within five miles of state institutions.

Referred to committee on Suppression of Intemperance.

Senator Tallman presented memorial of Elmer Jordan, Indianola, Iowa, relative to the practice of osteopathy in the state.

Referred to committee on Public Health.

Senator Penrose presented petition of A. L. Speaker and 126 others of Tama county, Iowa, relative to the sale of intoxicating liquors within five miles of state institutions.

Referred to committee on Suppression of Intemperance.

Senator Lewis presented petition of Prof. L. F. Parker and seventy-five others of Poweshiek county, Iowa, relative to the sale of intoxicating liquors within five miles of state institutions.

Referred to committee on Suppression of Intemperance.

Senator Garst presented petition of Phillip Palmer and 137 other citizens of Sac county, Iowa, relative to sale of intoxicating liquors within five miles of state institutions.

Referred to committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Craig, Senate file No. 181, a bill for an act to repeal section 1720 of the code, relating to the auditor's insurance report, and enact a substitute therefor.

Read first and second time and referred to committee on Insurance.

By Senator Lister, by request, Senate file No. 182, a bill for an act to amend section 1304 of the code, in relation to exemption of soldiers' homes from taxation.

Read first and second time and referred to committee on Ways and Means.

By Senator Lewis, Senate file, No. 183, a bill for an act to amend section 2806 of the code, in relation to the contingent fund.

Read first and second time and referred to committee on Schools.

By Senator Garst, Senate file No. 184, a bill for an act to amend section 509 and 510 of the code, relative to the compensation of sheriffs and their deputies.

Read first and second time and referred to committee on Compensation of Public Officers.

Senator Ball called up his motion to reconsider Senate file No. 10, filed by him yesterday, and moved that it be reconsidered.

Carried.

Senator Ball moved that Senate file No. 10 be recalled as messaged from the House.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House herewith returns Senate file No. 10, a bill for an act to amend section 2644 of the code, as amended by chapter 75 of the acts of the Twenty seventh General Assembly, relating to the State university.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 48, a bill for an act to amend section two thousand, four hundred and one (2401) of the code, relative to conducting business under permits.

S. M. CART,
Chief Clerk.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 73, a bill for an act to amend section 503, chapter 6 of the code of 1897 relating to appointment of bailiffs for district court.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 94, a bill for an act to legalize the incorporation of the town of Athelston, Taylor county, Iowa.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Finch, Senate file No. 136, a bill for an act to amend section 2849 and 2855 of the code, relating to the school fund, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Finch moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be considered the third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

The nays were:

None.

Absent or not voting:

Senator Blanchard—1.

Senator Finch moved to amend the title by adding "loans and interest" at the end thereof.

Carried.

So the bill having received a constitutional majority was declared to have passed the Senate and its title, as amended, agreed to.

On motion of Senator Cheshire, Senate file No. 109, a bill for an act to amend section 2755, of chapter 14, title 13 of the code, relating to the election precincts in school elections, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Cheshire moved the adoption of the committee amendment of the title as follows:

A bill for an act to amend section 2755 of the code, relating to the number of election precincts into which school corporations of more than five thousand inhabitants may be divided.

Adopted.

Senator Cheshire moved the adoption of the following committee amendment:

Amend by striking out of the third line of section 1 thereof the figure 5 and parentheses, and enclosing same.

Adopted.

The bill was read for information.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Hariman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—47.

The nays were:

None.

Absent or not voting:

Senators Allyn, Blanchard, Garst—3.

So the bill having received a constitutional majority, was declared to have passed the Senate and its title as amended agreed to.

On motion of Senator Trewin, Senate file No. 87, a bill for an act providing for payment into the county treasury, for the use of county fund, of all fines imposed for violation of laws regulating the sale of intoxicating liquors, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Senator Crossley, Senate file No. 79, a bill for an act repealing section 2261 of the code, with reference to the county commissioners of insanity, and providing a substitute in lieu thereof, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senator Ball moved that the vote by which Senate file No. 10 passed to a third reading be reconsidered.

Carried.

Senator Ball moved that Senate file No. 10 be recommitted to the committee on Ways and Means.

Carried, and so ordered.

HOUSE MESSAGES CONSIDERED.

Senate file No. 10, a bill for an act to amend section 2644 of the code, as amended by chapter 75 of the acts of the Twenty-seventh General Assembly, relating to the State university.

Recalled from the House and recommitted to committee on Ways and Means.

House file No. 48, a bill for an act to amend section 2401 of the code, relative to conducting business under permits.

Read first and second time and referred to committee on Pharmacy.

House file No. 73, a bill for an act to amend section 503, chapter 6 of the code of 1897, relating to appointment of bailiffs for district court.

Read first and second time and referred to committee on Judiciary.

House file No. 94, a bill for an act to legalize the incorporation of the town of Athelston, Taylor county, Iowa.

Read first and second time and referred to committee on Judiciary.

On motion of Senator Emmert, Senate file No. 100, a bill for an act to amend section twenty-five hundred and eight (2508) of the code, in relation to the inspection of products of petroleum, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Emmert moved the adoption of the following committee amendment:

Insert the words "of the code," after the figures in parentheses, in section 1, line 1.

Adopted.

Senator Emmert moved the adoption of the following committee amendment:

Strike out the words "to wit," in the third line, after "words."

Adopted.

Senator Trewin moved that Senate file No. 100 be recommitted.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked :

Senate file No. 112, a bill for an act to amend chapter one (1) of the acts of the Twenty-seventh General Assembly of Iowa, relating to the publication of the laws of the state.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following Senate substitute in which the concurrence of the House was asked:

Substitute for House file No. 3, a bill for an act to amend section 2743 of the code, relating to school districts.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 106, a bill for an act to amend section six hundred fifty-eight (658) of the code, relating to powers and duties of mayor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred House file No. 6, a bill for an act to amend sections one (1) and two (2), of chapter twenty-five (25) of the act of the Twenty-seventh (27th) General Assembly of the state of Iowa, relating to election of park commissioners in certain cities, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate, with the following substitute, and the recommendation that the substitute do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

The following substitute was read first and second time by title:

SUBSTITUTE FOR HOUSE FILE NO. 6—BY SENATE COMMITTEE ON CITIES AND TOWNS.

A bill for an act to amend sections eight hundred and fifty-one (851) and eight hundred and fifty-two (852) of the code, also sections eight hundred and fifty (850) and eight hundred and fifty-nine (859) of the code, as amended by chapter twenty-five (25) of the acts of the Twenty-seventh General Assembly, relating to park commissioners.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section eight hundred and fifty (850) of the code, as amended by section one (1) of chapter twenty-five (25) of the acts of the

Twenty-seventh General Assembly be and is hereby amended by striking out the words "twenty-five" in the second line thereof, and inserting in lieu thereof the word "twenty."

Sec. 2. That section eight hundred and fifty-one (851) of the code be amended by adding, after the word "duties," in the twelfth line thereof, the following words: "but in cities having a population not exceeding twenty-five thousand, the compensation of each commissioner shall not exceed one hundred dollars per annum."

Sec. 3. That section eight hundred and fifty-two (852) of the code be amended by adding after the word "dollar," in the fourth line thereof, the following: "in cities having a population of over twenty-five thousand, and not exceeding one mill in cities having a population under twenty-five thousand."

Sec. 4. That section eight hundred and fifty-nine (859) of the code, as amended by section two (2), of chapter twenty-five (25) of the acts of the Twenty-seventh General Assembly, be and is hereby amended by striking out the words "twenty-five," in the second line thereof, and inserting in lieu thereof the word "twenty."

Sec. 5. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

On motion of Senator Trewin, substitute for House file No. 6, a bill for an act to amend sections 1 and 2 of chapter 25 of the acts of the Twenty-seventh General Assembly of the state of Iowa, relating to election of park commissioners in certain cities, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was pending at the hour of joint convention.

A committee from the House announced that the House was now ready to receive the Senate in joint session.

Senator Junkin moved that Senator Crossley be elected teller on part of the Senate.

Carried.

The Senate proceeded to the House being formed in file by the sergeant-at-arms at 11:30 o'clock A. M.

JOINT CONVENTION.

Lieutenant-Governor Milliman took the chair and called the joint convention to order.

Roll call was ordered and those present were :

Messrs. Alexander, Alberson, Allyn, Anderson of Lyon, Anderson of Warren, Arthaud, Ayers, Bachman, Baker, Ball, Barkley, Barringer, Bengston, Bennett, Bishop, Blake, Blake-more, Blume, Bowen, Boysen, Brighton, Buchanan, Byers, Carr, Carter, Cheshire, Clark of Hamilton, Clarke of Dallas, Classen, Coburn, Cold, Conley, Cottrell, Cowles, Craig, Crossley, Crouse, Cruikshank, Dodds, Downing, Dows, Dunham, Eaton of Mitchell, Edwards, Eiker, Emmert, Finch, Fitchpatrick, Furry, Garst, Gibson, Gorrell, Graff, Griswold, Hansmann, Harbert, Harriman, Hasselquist, Hawk, Hayward, Healy, Hilsinger, Hinkle, Hobart, Hopkins, Hubbard, Hughes, Hurn, Jaeger, Jenks, Jones, Junkin, Keck, Kendall, Kent, Kerr, Kimball, Kirkwood, Koontz, Koto, Lambert, Letts, Lewis, Lister, Lyons, McAleer, McArthur, McCurdy, McGinn, Mardis, Marshall, Miller of Cedar, Miller of Fayette, Moffit, Mullan, Myers, Nicolaus, Nolan, Overfield, Patton, Payne, Penrose, Perrin, Porter, Prentis, Putnam, Roome, Santee, Sauer, Shambaugh, Sokol, Stallcop, Stewart, Stratton, Stuckslager, Sweet, Tallman, Theophilus, Thuenen, Titus, Towner, Townsend of Calhoun, Townsend of Monroe, Trewin, Veneman, Wallace, Warren, Wilson of Adair, Wilson of Buena Vista, Wilson of Clinton, Wilson of Keokuk, Wilson of Washington, Wise, Wright, Young—135.

Those absent were:

Messrs. Barrett, Black, Blanchard, Bolter, Campbell, Davis, Eaton of Fremont, Hazelton, Head, Lyman, McIntire, Scott, Smith, Temple, Way—15.

There being a quorum present President Milliman declared the joint convention duly organized pursuant to concurrent resolution passed by the Senate and the House.

President Milliman announced that the purpose of the joint convention was the election of four regents of the State university, four trustees of the College of Agriculture and Mechanic

Arts, for full term and one to fill the unexpired term of A. Schermerhorn, and two trustees of the State Normal school for full term and one to fill vacancy caused by the death of Hon. E. Townsend.

President Milliman announced as teller on the part of the Senate, Senator Crossley.

Speaker Bowen announced as teller on the part of the House, Mr. Carter.

Mr. Wise offered the following resolution:

Resolved, by the Senate and House of Representatives, of the state of Iowa in Joint convention assembled.

That the following named persons are hereby elected trustees, directors and regents of the following state institutions:

Trustees of Iowa State College of Agriculture and Mechanic Arts—

W. K. Boardman, six years.....Seventh Congressional district
William J. Dixon, six years...Eleventh Congressional district
J. B. Hungerford, six years.....Tenth Congressional district
William R. Moninger, six years....Fifth Congressional district
C. L. Gabrilson, for unexpired term of A. Schermerhorn.....Fourth Congressional district

Members of the Board of Regents of the State University—

Carroll Wright, six years.....Seventh Congressional district
W. D. Tisdale, six years.....Sixth Congressional district
George. W. Cable, six years.....Second Congressional district
Washington I. Babb, six years.....First Congressional district

Trustees of State Normal School—

I. J. McDuffie, six years.

Roger Leavitt, to fill vacancy caused by the death of Hon. E. Townsend, for term expiring June 1, 1900; also for regular term of six years.

Mr. Wise moved the adoption of the resolution.

On the question, Shall the resolution be adopted?

The yeas were:

Messrs. Alexander, Alberson, Allyn, Anderson of Lyon, Anderson of Warren, Arthaud, Ayers, Bachman, Baker, Ball, Barkley, Barringer, Bengston, Bennett, Bishop, Blake, Blake-more, Blume, Bowen, Boysen, Brighton, Buchanan, Byers, Carr, Carter, Cheshire, Clark of Hamilton, Clarke of Dallas, Classen, Coburn, Cold, Conley, Cottrell, Cowles, Craig, Crossley, Crouse, Cruikshank, Dodds, Downing, Dows, Dunham, Eaton of Fremont, Eaton of Mitchell, Edwards, Eiker, Finch, Fitchpatrick, Furry, Garst, Gibson, Gorrell, Graff, Griswold,

Hansmann, Harbert, Harriman, Hasselquist, Hawk, Hayward, Hazelton, Healy, Hilsinger, Hinkle, Hobart, Hopkins, Hubbard, Hughes, Hurn, Jaeger, Jenks, Jones, Junkin, Keck, Kendall, Kerr, Kimball, Kirkwood, Koontz, Koto, Letts, Lewis, Lister, McAleer, McArthur, McCurdy, McGinn, Mardis, Marshall, Miller of Cedar, Miller of Fayette, Moffit, Mullan, Myers, Nicolaus, Overfield, Patton, Payne, Penrose, Perrin, Prentis, Putnam, Roome, Santee, Sauer, Shambaugh, Sokol, Stallcop, Stewart, Stratton, Stuckslager, Sweet, Theophilus, Thuenen, Titus, Towner, Townsend of Calhoun, Trewin, Veneman, Wallace, Warren, Wilson of Adair, Wilson of Buena Vista, Wilson of Clinton, Wilson of Keokuk, Wilson of Washington, Wise, Wright, Young.—129.

The nays were:

None.

Absent and not voting:

Messrs. Barrett, Blake, Blanchard, Bolter, Campbell, Davis, Emmert, Head, Kent, Lambert, Lyman, Lyons, McIntire, Nolan, Porter, Scott, Smith, Tallman, Temple, Townsend, of Monroe, Way—21.

So the resolution was adopted, and the persons therein named were declared duly elected. Whereupon the following certificates were signed in the presence of the joint convention.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, W. K. Boardman, having received a majority of all the votes cast for said office, was declared duly elected as trustee of College of Agriculture and Mechanic Arts, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.;

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, William J. Dixon having received a majority of all the votes cast for said office, was declared duly elected as trustee of College of Agricultural and Mechanic Arts, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified,

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate
D. H. BOWEN,

Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

O. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the sixth day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, J. B. Hungerford having received a majority of all the votes cast for said office, was declared duly elected as trustee of College of Agriculture and Mechanic Arts, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.
D. H. BOWEN,

Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, William R. Moninger having received a majority of all the votes cast for said office, was declared duly elected as trustee of College of Agriculture and Mechanic Arts for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, C. L. Gabrilson having received a majority of all the votes cast for said office, was declared duly elected trustee of the College of Agriculture and Mechanic Arts for the unexpired term of years from and after the expiration of the term of the present incumbent, A. Schermerhorn, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, Carroll Wright having received a majority of all the votes cast for said office, was declared duly elected as regent of the State university for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, W. D. Tisdale having received a majority of all the votes cast for said office, was declared duly elected as regent of the State university, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, George W. Cable having received a majority of all the votes cast for said office, was declared duly elected a regent of the State university for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eight General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, Washington I. Babb, having received a majority of all the votes cast for said office, was declared duly elected as regent of the State university for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various State institutions, I. J. McDuffie having received a majority of all the votes cast for said office, was declared duly elected as trustee of State Normal school, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, Roger Leavitt having received a majority of all the votes cast for said office, was declared duly elected as trustee of State Normal school to fill vacancy caused by death of Hon. E. Townsend.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1900. }

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 6th day of February, A. D. 1900, for the purpose of electing the officers of the various state institutions, Roger Leavitt having received a majority of all the votes cast for said office, was declared duly elected as trustee of State Normal school, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 6th day of February, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

JAMES J. CROSSLEY,
Teller of the Senate.

C. W. CARTER,
Teller of the House of Representatives.

The Journal of the joint convention was read and approved.

Senate returned to the Senate chamber and resumed its session.

Senator Tallman moved that the Senate now adjourn until 10 o'clock A. M., to-morrow.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, February 7, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Alfred C. Ormond of Chariton, Iowa.

On request of Senator Lister, leave of absence was granted Senator Smith.

PETITIONS AND MEMORIALS.

Senator Griswold presented petition of citizens of Buchanan county, Iowa, relative to sale of intoxicating liquors within five miles of state institutions.

Referred to committee on Suppression of Intemperance.

Senator Eaton presented petition of citizens of Page and Fremont counties, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Eaton presented petition of citizens of Fremont and Page counties, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Titus presented petition of citizens of Muscatine county, Iowa, asking the enactment of a law to prevent non-residents of the state from hunting game without first having license to do so.

Referred to committee on Fish and Game.

Senator Ball presented petition of Ella Lyon Hill, and others of Iowa City, in relation to monument at Chickamauga park.

Referred to committee on Military.

INTRODUCTION OF BILLS.

By Senator Hubbard, Senator file No. 185, a bill for an act to provide for the payment of the claims of Woodbury county against the state of Iowa for expenses incurred in the restraint and transportation of insane persons not having a know residence in Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Hubbard, Senate file No. 186, a bill for an act directing the state auditor to credit the county of Woodbury for the amounts remaining unpaid upon certain school fund loans.

Read first and second time and referred to committee on Appropriations.

By Senator Craig, Senate file No. 187, a bill for an act amendatory to chapter 7, title 9 of the code, in relation to stipulated premium and assessment life insurance associations.

Read first and second time and referred to committee on Insurance.

By Senator Wallace, Senate file No. 188, a bill for an act making appropriations for the Iowa Industrial school, boys' department, at Eldora, Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Perrin, Senate file No. 189, a bill for an act directing the executive council to procure bronze statues of Hon. James Harlin and Hon. James W. Grimes, to be placed in the national capitol and duplicates of same in the state capitol at Des Moines, and making an appropriation to pay for same.

Read first and second time and referred to committee on Public Buildings.

By Senator Allyn, Senate file No. 190, a bill for an act to amend section 125 of the code, relating to the printing and binding of the reports of state officers.

Read first and second time and referred to committee on Printing.

Senator Trewin offered the following concurrent resolution:

Resolved, by the Senate, the House concurring: That the executive council be and is hereby authorized and directed to publish in pamphlet form 2,000 copies of the itemized statement, required by section 163 of the code.

Read and referred to committee on Printing.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution, in which the concurrence of the House was asked:

Concurrent resolution relative to appointment of joint committee of the Senate and House to purchase suitable chairs for Governor, Lieutenant-Governor and Speaker of the House.

Speaker appoints as committee on part of House, Wilson of Washington, Wise, Payne, Cruikshank, Campbell.

S. M. CART,
Chief Clerk.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the Senate is asked:

Joint resolution No. 3, requesting senators and representatives in congress to propose an amendment to the federal constitution providing for the election of United States senators by direct vote of the people.

S. M. CART,
Chief Clerk.

Senator Perrin offered the following concurrent resolution and asked that it be printed in the Journal:

JOINT RESOLUTION NO. 6.

Proposing amendment to the constitution of Iowa relative to suffrage, and to provide for its reference and publication.

Be it Resolved by the General Assembly of the State of Iowa:

That the following amendment to the constitution of the state of Iowa be, and the same is hereby proposed:

Strike out the word "male," in section 1, article 2 of said constitution; and, be it further

Resolved, That the foregoing proposed amendment to the constitution be and the same is hereby referred to the legislature to be chosen at the next general election for members of the general assembly, and that the secretary of state cause the same to be published for three months previous to the day of election, as provided by law.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lewis offered the following resolution and moved its adoption:

Resolved, That until otherwise ordered the sessions of the Senate shall be from 10 A. M. until 12 M. every day except Sabbath days.

Adopted.

HOUSE MESSAGES CONSIDERED.

Substitute for House file No. 3, a bill for an act to amend section 2743 of the code, relating to school districts.

Read first and second time and passed on file.

Senate file No. 112, a bill for an act to amend chapter 1 of the acts of the Twenty-seventh General Assembly of Iowa, relating to the publication of the laws of the State.

Read first and second time and passed on file.

Joint resolution No. 3, requesting senators and representatives in congress to propose an amendment to the federal constitution, providing for the election of United States senators by direct vote of the people.

Read first and second time and passed on file.

Concurrent resolution relative to appointment of joint committee of the Senate and House to purchase suitable chairs, for governor, lieutenant-governor and Speaker of the House.

Speaker appoints as committee on part of the House, Wilson of Washington, Wise, Payne, Cruikshank and Campbell.

Read first and second time and passed on file.

REPORTS OF COMMITTEES.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 163, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 173, a bill for an act to amend section 704 of the code, relating to the general powers of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 140, a bill for an act to amend section seven hundred seventy-seven (777) of the code, relating to temporary sidewalks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate, with the recommendation that the same be amended by striking out section one (1) and inserting in lieu thereof the following:

Section 1. That section seven hundred seventy-seven (777) of the code be and the same is hereby amended by striking out the word "plank," in the second line thereof, and inserting after the word "sidewalks," in the same line the words, "of plank, brick, stone or cement." Also, by striking out the word "forty," in the fourth line of said section, and inserting in lieu thereof the word "fifty." Also, by inserting after the word "laid," in the seventh line of said section, the words, "in proportion to the special benefits conferred upon the property thereby, and not in excess thereof."

And when so amended that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 108, a bill for an act to repeal section thirteen hundred and six (1306), title five (5), chapter one (1) of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Ways and Means.

J. H. TREWIN,
Chairman.

Adopted and so referred.

Senator Brighton, from the joint committee on Rules, submitted the following report:

MR. PRESIDENT AND MR. SPEAKER—Your joint committee on Rules, beg leave to report that they recommend that the joint rules adopted by the Twenty-seventh General Assembly be adopted as the joint rules for the Twenty-eight General Assembly.

HENRY H. BRIGHTON,
Chairman Senate Committee.
WM. THEOPHILUS,
Chairman House Committee.

Adopted.

Senator Garst offered the following resolution, and moved its adoption:

Resolved, by the Senate, that the attorney-general be requested, pursuant to the provisions of section two hundred and nine (209) of the code, to prepare and send to the Senate within ten days a written opinion respecting the following subjects:

First.—Is the present law sufficiently comprehensive that the executive council or the officers charged with the approval of articles of incorporation can prevent the incorporation of, or the transaction of business by building and loan associations or insurance companies in contravention of law or public policy?

Second.—Are there building and loan associations or insurance companies now doing business in Iowa in contravention of law or public policy? If this is answered in the affirmative, in what manner do such companies violate the law?

Third.—Has the attorney-general exercised the powers given such officer respecting illegal corporations, and is it necessary to give further and additional powers to the attorney-general, and if so, what powers, to enable such officer to prevent the conduct of an illegal business by the said associations.

Fourth.—What amendments, if any, are necessary in our laws to insure a conservative and prudent control of such corporations?

Adopted.

The President announced the following committee on the part of the Senate to purchase chairs and gavel under resolution offered by Senator Wallace:

Senators Wallace, Mardis and Ball.

BILLS ON THIRD READING.

The Senate here resumed consideration of substitute for House file No. 6.

Senator Trewin moved the adoption of the substitute.

Adopted.

Senator Trewin moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson—46.

The nays were:

None.

Absent or not voting:

Senators Cheshire, Hobart, Smith, Young—4.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Garst, Senate file No. 163, a bill for an act to appropriate money to defray the expenses of inauguration ceremonies, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin,

Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—47.

The nays were:

None.

Absent or not voting:

Senators Cheshire, Hobart, Smith—3.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Nolan, Senate file No. 181, a bill for an act to amend section 742 of chapter 5, title 5 of the code, relating to the purchase and construction of water works, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

On motion of Senator Nolan the following committee amendment of the title was adopted:

Amend by striking out the words and figures of chapter 5, title 5, in first and second lines thereof.

Senator Nolan moved the adoption of the following committee amendment:

That section 1 be amended by striking out the words and figures, "title 5, chapter 5," in the first and second lines thereof.

Adopted.

Senator Nolan moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healey, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Tallman, Titus, Townsend, Trewin, Wallace, Young—45.

The nays were:

Senators McArthur, Porter—2.

Absent or not voting:

Sentors Harriman, Smith, Wilson—3.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 101, a bill for an act to authorize the auditor of state to issue a warrant for \$275 to Mrs. Mary E. McCully, widow of Hon. H. M. McCully, deceased, representative from Marion county, in the Twenty-seventh General Assembly, for the balance due him as member thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute, in which the concurrence of the House was asked:

Substitute for Senate file No. 38, a bill for an act to define the place of bringing action against any corporation, company, or person owning, leasing, operating or maintaining a coal mine.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute, in which the concurrence of the House was asked:

Substitute for Senate file No. 53, a bill for an act to legalize acts of Isaac Mathews, C. H. Foster, W. H. Butler and J. H. Sirogum as justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895 to January 1, 1899.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 109, a bill for an act to amend section 2755 of the code, relating to the number of election precincts into which school corporations of more than 5,000 inhabitants may be divided.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 4, a bill for an act making notarial seals of nonresident notaries public *prima facie* evidence that the words thereon engraved conform to the requirements of the law of the place where the certificate purports to have been made.

S. M. CART,
Chief Clerk.

On motion of Senator Hazleton, Senate file No. 106, a bill for an act to amend section six hundred fifty-eight (658) of the code, relating to powers and duties of mayor, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Blanchard moved that further consideration of this bill be deferred until to-morrow.

Carried.

Senator Craig moved that the Senate now take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Substitute for Senate file No. 4, a bill for an act making notarial seals of non resident notaries public *prima facie* evidence, that the words thereon engraved conform to the requirements of the law of the place where the certificate purposes to have been made.

Read first and second time and passed on file.

House file No. 101, a bill for an act to authorize the auditor of state to issue a warrant for \$275 to Mrs. Mary E. McCully, widow of Hon. H. M. McCully deceased, representative from Marion county, in the Twenty-seventh General Assembly, for the balance due him as a member thereof.

Read first and second time and referred to committee on Appropriations.

Substitute for Senate file No. 38, a bill for an act to define the place of bringing actions against any corporation, company, or person owning, leasing, operating or maintaining a coal mine.

Read first and second time and passed on file.

Senate file No. 109, a bill for an act to amend section 2755 of the code, relating to the number of election precincts into which school corporations of more than 5,000 inhabitants may be divided.

Read first and second time and passed on file.

Substitute for Senate file No. 53, a bill for an act to legalize acts of Isaac Mathews, C. H. Foster, W. H. Butler, and J. H. Scrogum, as justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895 to January 1, 1899.

Read first and second time and passed on file.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 13, a bill for an act to amend section 5258 of the code, relating to minutes to be kept by grand juries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the Senate do not concur in the House substitute therefor.

THOS. A. CHESHIRE,
Chairman.

Adopted.

On the question, Shall the Senate concur in the House amendments?

The yeas were:

None.

The nays were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Fitchpatrick, Garst, Gorrell,

Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wallace, Wilson, Young—44.

Absent or not voting:

Senators Finch, Hobart, McArthur, Nolan, Smith, Tallman—6.

So the motion to concur was lost.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 156, a bill for an act to amend section 370 of the code, relating to administrators, guardians, trustees and referees depositing funds with the clerk of the district court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

By inserting after the word "made," in the seventh line of section 1, the words "as shown by report on file;" that the bill be further amended by striking out section 2 thereof.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee to make arrangements to visit the Polk county asylum for the insane, submitted the following report:

MR. PRESIDENT—Your committee to make arrangements to visit the Polk county asylum for the insane, beg leave to report that they have had the matter under consideration and have instructed me to report the same back to the Senate with the recommendation that the Senate visit in a body, the asylum for the insane of Polk county on the afternoon of February 8, 1900. The committee further report that this is agreeable to the House, and, that a special train will be tendered the members of the General Assembly by Polk county free of all expense; this train will leave the Chicago & North-Western Railway, on East Fourth street, in the city of Des Moines, at 2 o'clock P. M., February 8, 1900.

THOS. A. CHESHIRE,
Chairman.

Adopted.

The Journal of Monday was taken up, corrected and approved.

Senator Craig moved that the time of adjournment be extended until the completion of correction of the Journal.

Carried.

The Journal of yesterday was taken up, corrected and approved.

Senator Emmert moved that the Senate now adiourn.

Carried.

Senate adjourned.

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SENATE CHAMBER,
DES MOINES, Thursday, February 8, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Dr. Green, of Dubuque, Iowa.

On request of Senator Lister, leave of absence was granted Senator Smith.

PETITIONS AND MEMORIALS.

Senator Blanchard presented petition of citizens of Mahaska county, Iowa, relative to damage to domestic animals by dogs.

Referred to committee on Agriculture.

Senator Nolan presented petition of 600 citizens of Dubuque, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Bolter presented petition of citizens of Harrison county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Young presented petition of citizens of Lee and Warren counties, relative to good roads.

Referred to committee on Highways.

Senator Blanchard presented remonstrance of board of trade of Oskaloosa, Iowa, in regard to the establishment of State Normal schools.

Referred to committee on Educational Institutions.

Senator Moffit presented petition of F. M. Harrington and twenty-six other citizens of Cedar county, Iowa, relative to the sale of intoxicating liquors within five miles of state institutions; also, citizens of Jones county, Iowa, on same subject.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of citizens of Tipton, Iowa relative to compulsory education.

Referred to committee on Schools.

Senator McIntire presented petition of citizens of Ottumwa, Iowa, asking the passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Penrose presented petition of citizens of Tama county, Iowa, relative to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Penrose presented petition of citizens of Tama county, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

INTRODUCTION OF BILLS.

By Senator Hayward, by request, Senate file No. 191, a bill for an act to provide for the organization, regulation and government of life insurance corporations, companies or associations transacting the business of life insurance on the stipulation premium plan as herein defined.

Read first and second time and referred to committee on Insurance.

By Senator Junkin, Senate file No. 192, a bill for an act to refund taxes and license fees paid to the treasurer of state when the law under which the same have been collected is held to be invalid, and to protect the state treasurer from individual liability therefor.

Read first and second time and referred to committee on Ways and Means.

By Senator Tallman, Senate file No. 193, a bill for an act to amend section 2630 of the code, in relation to the issuing of certificates and diplomas by the board of educational examiners.

Read first and second time and referred to committee on Schools.

By Senator Harriman, Senate file No. 194, a bill for an act to amend sections 2512, 2513 and 2514 of the code, in relation to the inspection of passenger boats.

Read first and second time and referred to committee on Judiciary.]

By Senator Cheshire, Senate file No. 195, a bill for an act amending section 1 of chapter 81 of the laws of the Twenty-seventh General Assembly.

Read first and second time and referred to committee on Ways and Means.

By Senator Cheshire, Senate file No. 196, a bill for an act making appropriation for the State Industrial school, girls' department, at Mitchellville, Iowa.

Read first and second time and referred to committee on Appropriations.

Senator Craig made the following motion and moved its adoption:

I move that the time of the stated meetings of the Insurance committee be changed from Monday and Wednesday to Tuesday and Thursday at 4 o'clock P. M.

Carried.

Senator Brighton offered the following concurrent resolution and moved its adoption:

CONCURRENT RESOLUTION.

Resolved, By the Senate, the House concurring: That 5,000 copies of the rules of the Senate and House, and joint rules, together with the names of all standing committees of the Twenty-eight General Assembly, be printed as soon as practicable, and distributed in the same manner as those of the Twenty-seventh General Assembly.

Adopted.

Senator Titus moved that 800 additional copies of joint resolution No. 1 be ordered printed.

Carried, and so ordered.

Senator Hayward moved that 200 additional copies of Senate file No. 26 be ordered printed.

Carried, and so ordered.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution, relative to final adjournment.

S. M. CART,
Chief Clerk,

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has adopted the joint committee report on Rules.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 60, a bill for an act to amend section eight hundred and fifty-two of the code, and authorizing an increase of the tax levy for park purposes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 105, a bill for an act to amend section 2778 and section 2785, chapter 14, title 13 of the code of Iowa, relative to employing school teachers in school townships.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was re-referred Senate file No. 10, a bill for an act to amend section 2644 of chapter 3, title 13 of the code, as amended by chapter 75 of the acts of the Twenty-seventh General Assembly, relating to the State university, beg leave to report that it has had the same under consideration and

has instructed me to report the same back to the Senate with the recommendation that the following be adopted as a substitute therefor, and that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

The following substitute was read first and second time by title.

SUBSTITUTE FOR SENATE FILE NO. 10.

A bill for an act providing for the levy of a special tax of one-tenth of a mill on the dollar, upon the assessed valuation of the taxable property of the state for the erection, improvement and equipment of buildings for the State university.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. For the purpose of providing for the erection, improvement and equipment of such necessary buildings as shall be determined upon by the board of regents of the State university there shall be levied, annually, for five years, a special tax of one-tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state for the erection, improvement and equipment of buildings for the State university; and the proceeds thereof, shall be carried into the treasury to the credit of said State university. Said levy shall be first made with the levy made for state purposes in the year nineteen hundred and two (1902), and the same levy shall be made annually after said first levy for the four successive years thereafter. Any amount in excess of the sum of fifty-five thousand dollars raised by any one of such levies shall be paid into the state treasury for general purposes. The money realized from such levy for said university shall be held by the treasurer of the state for the purposes hereinbefore provided, and drawn upon requisition of the board of regents. The amount so realized by said levies shall be in lieu of all appropriations for the erection of buildings for said State university during the five years said levies are made.

BILLS ON THIRD READING.

On motion of Senator Hubbard, Senate file No. 49, a bill for an act relating to water works, and amending chapter 5, title 5 of the code, relating to the purchase and construction of water works, as amended by chapter 23 of the laws of the Twenty-seventh General Assembly, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Hubbard moved the adoption of the full committee amendment of the title.

That the title be amended by inserting the word "five" after the word "chapter" in the first line, and the word "five"

after the word "title" in the first line, and that the figure "5" be placed in parentheses; also the words "twenty-three" after the word "chapter" in the the third line, and the figures "23" be placed in parentheses.

Adopted.

Senator Hubbard moved the adoption of the following committee amendment:

That section 1 be amended by inserting the word "only," after the word "treasurer," in the eight line, and before the word "on," in the ninth line thereof; also, by striking out the words "and only on the order," in the ninth line.

Adopted.

Senator Hubbard moved the adoption of the following committee amendment.

That the following be substituted for section 2:

Section 2. That section seven hundred and forty-seven (747), chapter five (5), title (5), as amended by chapter (23) of the laws of the Twenty-seventh General Assembly is hereby amended by striking out of the twelfth line of said section the following words, "mayor of such city," and inserting in lieu thereof the words, "said board of water works trustees."

Adopted.

Senator Hubbard moved that further consideration of Senate file No. 49 be postponed until to-morrow and retain its place on the Calendar.

Carried.

On motion of Senator Emmert, Senate file No. 81, a bill for an act to protect the public health of domestic animals, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Emmert moved the adoption of the following committee amendment, by striking out section 5 thereof and adding the following:

Sec. 5. Nothing herein shall be held to apply to the ordinary shipment of stock cattle, for sale on the open market, through any public stock yards where said cattle are subjected to the inspection of inspectors, duly authorized by the United States or by the state board of health.

Senator Healy offered the following amendment to the amendment and moved its adoption:

Amend section 5 by striking out all thereof after the word "cattle," in the second line thereof, and by placing a period after said word "cattle."

Senator Titus offered the following amendment:

I move that section 6 of the amended bill, being publication clause, be stricken out.

Senator Titus moved that further consideration of Senate file No. 81 be postponed until 11 o'clock to-morrow.

Carried.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 37, a bill for an act authorizing the executive council to have surveyed and to convey an island newly formed by deposit and accretion in the Mississippi river, and located off the southeastern boundary of Green Bay township, in Lee county, Iowa, and being part of township 68 north, range 3 west, of the 5th P. M., Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 73, a bill for an act to amend section 503, chapter 6 of the code, relating to appointment of bailiffs in district court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

The Journal of yesterday was taken up, corrected, and approved.

The hour of adjournment having arrived, the President declared the Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, February 9, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. I. V. S. Ford, of Des Moines, Iowa.

PETITIONS AND MEMORIALS.

Senator Crossley presented memorial of Pitzer Post No. 55, G. A. R., Winterset, Iowa, relative to service pension.

Referred to committee on Military.

Senator Crossley presented petition of citizens of Madison county, Iowa, relative to the listing and taxing of mortgages and liens on real estate.

Referred to committee on Ways and Means.

Senator Young presented petition of citizens of Van Buren township, Lee county, Iowa, relative to road laws.

Referred to committee on Highways.

Senator Young presented petition of citizens of Lee county, Iowa, against Senate file No. 5.

Referred to committee on Highways.

Senator Ball presented petition of Johnson County Medical society, asking that the appointment of superintendent of insane asylums be left to the board of control.

Referred to committee on Public Health.

INTRODUCTION OF BILLS.

By Senator Lewis, substitute for Senate file No. 82, a bill for an act to promote the establishment and efficiency of free public libraries and public school libraries in the state of Iowa.

Read first and second time and referred to committee on Public Libraries.

By Senator Classen, Senate file No. 197, a bill for an act making an appropriation for the Iowa Soldiers' home, at Marshallton, Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Bishop, Senate file No. 198, a bill for an act to amend section 2496 of the code, relative to mines and mining.

Read first and second time and referred to committee on Mines and Mining.

By Senator Wallace, Senate file No. 199, a bill for an act to amend section 2448 and section 2451 of the code, and additional to and amendatory of chapter 6, of title 12 of the code, relating to the sale of intoxicating liquors and to prescribe the duties of the attorney-general in certain cases.

Read first and second time and referred to committee on Suppression of Intemperance.

By Senator Lewis, Senate file No. 200, a bill for an act to amend section 553 of the code in relation to the fees of county surveyors.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Harriman, Senate file No. 201, a bill for an act making appropriations for the fish and game commission of the state of Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Allyn, Senate file No. 202, a bill for an act to amend section 1, chapter 67 of the laws of the Twenty-seventh General Assembly, in relation to the state board of health.

Read first and second time and referred to committee on Public Health.

By Senator McIntire, Senate file No. 203, a bill for an act repealing section 2630 of the code, in relation to issuing state certificates, primary teachers' certificates and diplomas.

Read first and second time and referred to committee on Schools.

By Senator Trewin, Senate file No. 204, a bill for an act to amend section 495 of the code, relating to duties of county recorder.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Healy, Senate file No. 205, a bill for an act to protect the river and navigable lakes of the state of Iowa, and to define such rivers and lakes, and for surveying and patenting of the unsurveyed swamp lands originally meandered as bodies of water, and for the procedure to hear and determine questions arising relating thereto.

Read first and second time and referred to committee on Judiciary.

By Senator Healy, Senate file No. 206, a bill for an act to repeal section 212, chapter 4, title 3 of the code, and to amend said chapter relating to the office of attorney-general.

Read first and second time and referred to committee on Judiciary.

By Senator Hubbard, by request, Senate file No. 207, a bill for an act to provide for an exhibit of the resources of the state of Iowa at the Pan-American exposition to be held at Buffalo, New York, in the year 1901, and making an appropriation therefor.

Read first and second time and referred to committee on Appropriations.

By Senator Craig, by request, Senate file No. 208, a bill for an act authorizing the appointment of a commission to procure and erect a suitable granite monument and markers upon the battlefield of Chickamauga, in honor and memory of the Iowa soldiers who fought on said battlefields, and making an appropriation to pay for such monument and markers, and the expenses of such commission.

Read first and second time and referred to committee on Appropriations.

By Senator Penrose, Senate file No. 209, a bill for an act to amend section 495 of the code, relating to compensation of county recorders.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Mullan, Senate file No. 210, a bill for an act to amend section 4809 of the code, relating to placing obstructions upon railways.

Read first and second time and referred to committee on Judiciary.

Senator Allyn offered the following concurrent resolution and moved its adoption.

CONCURRENT RESOLUTION.

Requesting the Iowa delegation in congress to favor the repeal of the national bankruptcy law.

WHEREAS, There is now pending in the congress of the United States, a bill introduced by the Hon. J. P. Dolliver, for the repeal of the national bankruptcy law.

WHEREAS, The evident result of said law is to undermine the foundation principles of all commercial credit and to encourage fraud.

Resolved, by the Senate, the House concurring: That our senators and representatives in congress be, and are hereby requested to use all honorable means to bring about the repeal of said national bankruptcy law.

Resolved, Further, that the secretary of state be, and he is hereby instructed to forthwith transmit a copy hereof to each senator and representative from Iowa.

Passed on file.

HOUSE MESSAGES CONSIDERED.

House file No. 60, a bill for an act to amend section 852 of the code, and authorizing an increase of the tax levy for park purposes.

Read first and second time and referred to committee on Cities and Towns.

House file No. 105, a bill for an act to amend section 2778 and section 2785, chapter 14, title 18 of the code of Iowa, relative to employing school teachers in school townships.

Read first and second time and referred to committee on Schools.

Joint committee report on Rules.

Passed on file.

Concurrent resolution relative to final adjournment.

Passed on file.

The following concurrent resolution was read:

CONCURRENT RESOLUTION.

Resolved by the House, the Senate concurring: That the Speaker of the House and the President of the Senate shall each declare his respective House adjourned *sine die* on Thursday, March 1, 1900, at 12 o'clock, M.

Read and passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled:

Senate file No. 15, a bill for an act to amend section 4027 of the code, relating to notice of execution sales.

Also, Senate file No. 109, a bill for an act to amend section 2755 of the code, relating to precincts in school elections.

Also, Senate file No. 4, a bill for an act making notarial seals of non-resident notaries public *prima facie* evidence of their compliance with the statute of the state, territory or district in which the certificate to which the same is attached or affixed purports to have been made.

Also, Senate file No. 112, a bill for an act to amend chapter 1, acts of the Twenty-seventh General Assembly, relating to the publication of extracts from the laws of Iowa.

Also, Joint resolution No. 3, authorizing the executive council to print and bind extra copies of the report of the board of control of state institutions.

Also, Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by such election.

Also, Senate file No. 14, a bill for an act to amend section 4608, relating to communications in professional confidence.

Also, Joint resolution No. 1, proposing to amend the constitution of the state of Iowa so as to provide for biennial elections.

Also, Senate file No. 53, a bill for an act to legalize the official acts of Isaac Mathews, C. H. Foster, W. H. Butler and J. H. Scrogum, justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895, to January 1, 1899.

Also, Senate file No. 38, a bill for an act to define the place of bringing an action against any corporation, company or person operating or maintaining coal mines.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT AND MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled:

Senate file No. 15, a bill for an act to amend section 4027 of the code, relating to notice of execution sales.

Also, Senate file No. 38, a bill for an act to define the place of bringing an action against any corporation, company or person operating or maintaining coal mines.

Also, Senate file No. 109, a bill for an act to amend section 2755 of the code, relating to precincts in school elections.

Also, Senate file No. 4, a bill for an act making notarial seals of non-resident notaries public *prima facie* evidence of their compliance with the statute of the state, territory or district in which the certificate to which the same is attached or affixed purports to have been made.

Also, Senate file No. 112, a bill for an act to amend chapter 1, acts of the Twenty-seventh General Assembly, relating to the publication of extracts from the laws of Iowa.

Also, Joint resolution No. 3, authorizing the executive council to print and bind extra copies of the report of the board of control of state institutions.

Also, Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by such election.

Also, Senate file No. 14, a bill for an act to amend section 4608, relating to communications in professional confidence.

Also, Joint resolution No. 1, proposing to amend the constitution of the state of Iowa, so as to provide for biennial elections.

Also, Senate file No. 53, a bill for an act to legalize the official acts of Isaac Mathews, C. H. Foster, W. H. Butler and J. H. Scrogum, justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895, to January 1, 1899.

F. L. ARTHAUD,
Chairman Senate Committee,
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Alexander, from the committee on Banks and Banking, submitted the following report:

MR. PRESIDENT—Your committee on Banks and Banking, to whom was referred Senate file No. 8, a bill for an act to add to and amend chapter ten (10) of the code, in relation to savings banks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate, with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

J. S. ALEXANDER,
Chairman.

Ordered passed on file.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 8—BY COMMITTEE ON BANKS AND BANKING.

A bill for an act to add to chapter ten (10), of title nine (9) and to amend sections one thousand, eight hundred and forty-eight (1848) and one thousand, eight hundred and fifty-two (1852) of the code, relating to savings banks.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That chapter ten (10), of title nine (9) of the code, be amended by adding thereto the following: The directors of any savings bank may set apart from its earnings, over and above expenses, any desired sum as a surplus fund, to be maintained as such, separate and apart from earnings usually carried and designated as undivided profits, and which surplus fund shall not be drawn upon for the payment of expenses or dividends, except that it may be made use of as a stock dividend for increasing the capital of the bank. Such surplus fund shall be invested in the same manner as the capital of the bank, as provided in section eighteen hundred and forty-eight of this chapter. The directors may transfer said surplus fund, or any part of the same, back to the undivided profits, account, and make use of the same, when so transferred, for the payment of expenses and dividends when the deposits of the bank shall be less than ten times the capital, or capital and remaining surplus, and not otherwise.

Sec. 2. That section eighteen hundred and forty-eight (1848) of the code is hereby amended by striking out of the first four lines of the same and inserting in lieu thereof the following: "Any savings bank organized under this chapter may receive on deposit money equal to ten times the aggregate amount of its paid-up capital and surplus, and no greater amount of deposits shall be received without a corresponding increase of the aggregate paid-up capital and surplus, which capital and surplus shall be a guaranty."

Sec. 3. That section eighteen hundred and fifty-two (1852) of the code is hereby amended by striking out the word "surplus" in the second line of the same, and inserting in lieu thereof the words "undivided profits."

Sec. 4. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

BILLS ON THIRD READING.

The Senate here resumed consideration of Senate file No. 81.

The question was on the amendment offered by Senator Healy yesterday, which is as follows:

Amend section 5, by striking out all thereof after the word "cattle" in the second line thereof, and by placing a period after said word "cattle."

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—46.

The nays were:

Senators Alexander, Garst—2.

Absent or not voting:

Senators Moffit, Smith—2.

So the amendment was adopted.

Senator Titus offered the following amendment and moved its adoption:

I move to amend the amendment described as section 5 by striking out the following: "The ordinary shipment of," being the last three words of the first line and the first word of the second line of said amendment.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins,

Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were:

Senator Garst—1.

Absent or not voting:

Senators Eaton, Lewis, Moffit, Porter—4.

So the amendment was adopted.

Senator Trewin moved to strike out the word "stock" from the amendment as it now stands.

By unanimous consent the amendment was withdrawn.

Senator Bolter moved that Senate file No. 81 be referred to the committee on Agriculture.

By unanimous consent the motion was withdrawn.

Senator Healy moved to strike out the enacting clause.

Senator Cheshire moved that further consideration of Senate file No. 81 be postponed until 11 o'clock Tuesday next.

Senator Ball moved to extend the time of adjournment until 12:30 o'clock.

Carried.

On the question, Shall further consideration of Senate file No. 81 be postponed until 11 o'clock Tuesday next?

The yeas were:

Senators Bachman, Ball, Bishop, Cheshire, Classen, Craig, Crossley, Emmert, Griswold, Hayward, Hazelton, Hopkins, Hubbard, Junkin, Lister, Lyons, McIntire, Nolan, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace—25.

The nays were:

Senators Alberson, Allyn, Arthaud, Blanchard, Bolter, Brighton, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Healy, Hobart, Lambert, McArthur, Mardis, Mullan, Penrose, Trewin, Wilson, Young—21.

Absent or not voting:

Senators Alexander, Harriman, Lewis, Moffit—4.

So the motion to postpone prevailed.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 39, a bill for an act relating to water works, and to amend chapter 5, title 5 of the code, relating to the purchase and construction of water works, as amended by chapter 23 of the laws of the Twenty-seventh General Assembly.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 129, a bill for an act to amend section 4051 of the code of Iowa, relating to the redemption of real estate sold upon execution.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution, relative to printing copies of the rules and joint rules of the Senate and House, together with the names of all standing committees of the Twenty-eighth General Assembly.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 112, a bill for an act to amend section 2507, title 12, chapter 11 of the code, relative to inspection of petroleum products, and providing for payment of inspectors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 100, a bill for an act to repeal clause 7 of section 1304 of the code of Iowa, relating to the exemption from taxation of the homestead of the widow of any Union soldier or sailor, or of any living soldier or sailor, and to enact a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 17, a bill for an act to amend section 65 of the code, in relation to increasing the governor's salary.

S. M. CART,
Chief Clerk.

The President announced that he had signed, in the presence of the Senate, Senate files Nos. 112, 4, 109, 88, 58, 14, 20 and 15, and Joint resolutions Nos. 1 and 3.

The Journal of yesterday was taken up, corrected and approved.

Senator Ball moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Saturday, February 10, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. J. L. Whirry of Swea City, Iowa.

On request of Senator Mardis, leave of absence was granted Senator Hayward until Tuesday.

On request of Senator Perrin, leave of absence was granted Senator Nolan.

On request of Senator McIntire, leave of absence was granted Senator Emmert.

On request of Senator McIntire, leave of absence was granted Senator Townsend.

On request of Senator Hubbard, leave of absence was granted Senator Titus.

On request of Senator Alberson, leave of absence was granted Senator Lambert.

On request of Senator Eaton, leave of absence was granted Senator Hazelton.

On request of Senator Allyn, leave of absence was granted Senator Arthaud.

On request of Senator Wallace, leave of absence was granted Senator Classen.

On request of Senator Young, leave of absence was granted Senator Bishop.

On request of Senator Junkin, leave of absence was granted Senator Brighton.

On request of Senator Lister, leave of absence was granted Senator Gorrell.

On request of Senator Harriman, leave of absence was granted Senator Alexander.

On request of Senator Perrin, leave of absence was granted Senator Lyons.

PETITIONS AND MEMORIALS.

Senator Tallman presented petition of W. H. Berry and others of Indianola, Iowa, relative to House file No. 91.

Referred to committee on Schools.

Senator Tallman presented petition of citizens of Madison county, Iowa, relative to Senate file No. 27, an act for the listing and taxing of mortgages and other liens upon real estate.

Referred to committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator Eaton, Senate File No. 211, a bill for an act making an appropriation for the hospital for the Insane at Clarinda.

Read first and second time and referred to committee on Appropriations.

By Senator Healy, Senate file No. 212, a bill for an act to amend section 1902 of the code, to enact certain provisions for the government of building and loan associations, and providing penalties for a violation thereof.

Read first and second time and referred to committee on Building and Loan Associations.

Senator Lister moved that when the Senate adjourn, it be until 10 o'clock Tuesday, next.

A roll call was demanded.

On the question, Shall the Senate adjourn until 10 o'clock Tuesday, next?

The yeas were:

Senators Bachman, Blanchard, Griswold, Lister, Moffit, Smith—6.

The nays were:

Senators Alberson, Allyn, Ball, Barker, Craig, Crossley, Eaton, Finch, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, McIntire, Mardis, Penrose, Trewin, Wallace, Wilson, Young—21.

Absent or not voting:

Senator Alexander, Arthaud, Bishop, Brighton, Cheshire, Classen, Emmert, Fitchpatrick, Garst, Gorrell, Harriman, Hayward, Hazleton, Lambert, Lyons, McArthur, Mullan, Nolan, Perrin, Porter, Tallman, Titus, Townsend—23.

So the motion to fix the time to adjourn was lost.

HOUSE MESSAGES CONSIDERED.

Concurrent resolution, relating to printing copies of the rules of the Senate and House and joint rules, together with the names of all standing committees of the Twenty-eighth General Assembly, which was passed by the House.

Passed on file.

House file No. 89, a bill for an act relating to water works and to amend chapter 5, title 5 of the code, relating to the purchase and construction of water works as amended by chapter 23 of the laws of the Twenty-seventh General Assembly.

Read first and second time and referred to committee on Cities and Towns.

House file No. 129, a bill for an act to amend section 4051 of the code of Iowa, relating to the redemption of real estate sold upon execution.

Read first and second time and referred to committee on Judiciary.

Substitute for House file No. 112, a bill for an act to amend section 2507, title 12, chapter 11 of the code, relative to inspection of petroleum products, and providing for payment of inspectors.

Read first and second time and referred to committee on Pharmacy.

House file No. 100, a bill for an act to repeal clause 7, of section 1304 of the code of Iowa, relating to the exemption from taxation of the homestead of the widow of any Union soldier or sailor, or of any living soldier or sailor, and to enact a substitute therefor.

Read first and second time and referred to committee on Ways and Means.

House file No. 17, a bill for an act to amend section 65 of the code, in relation to increasing the governor's salary.

Read first and second time and referred to committee on Compensation of Public Officers.

The following communication was received from the governor and read:

DES MOINES, January 30, 1900.

To the Senate:

I respectfully, inform the honorable Senate that upon the 24th day of January, instant I approved and signed the following bills and caused them to be deposited in the office of the secretary of state.

Senate file No. 6, an act to amend section twenty-six hundred and sixty-seven (2667) of the code, relating to the rate of interest to be changed in loaning the endowment fund of the State College of Agriculture and Mechanic Arts.

Senate file No. 18, an act appropriating the sum of one thousand, four hundred and forty dollars (\$1,440) to the supreme court contingent fund.

LESLIE M. SHAW,
Governor.

Passed on file.

REPORTS OF COMMITTEES.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was referred House file No. 58, a bill for an act to amend section 2992 of chapter nine (9), title fourteen (14) of the code of Iowa, relating to landlord and tenant, beg leave to report that they have had the same under consideration and have recommended the adoption of the substitute hereto attached and made a part hereof, and when so adopted that the same do pass.

W. F. HARRIMAN,
Chairman.

The following substitute was read first and second time by title:

SUBSTITUTE FOR HOUSE FILE NO. 58. AGRICULTURE.
A bill for an act to amend section twenty-nine hundred and ninety-two (2992) of the code, by striking out all of said section and enacting a substitute therefor, relating to landlord and tenant.

Be it Enacted by the General Assembly of the State of Iowa:

Section 2992. A landlord shall have a lien for all his rent upon all crops grown upon the leased premises, and upon all other personal property of the tenant, which has been kept thereon during the term and not exempt from execution, for the period of one year after a year's rent, or rent of a

shorter period falls due; but such lien shall not in any case continue more than six months after the expiration of the term, and shall not be enforceable against innocent purchasers of grain grown upon the leased premises, without notice thereof, unless the instrument or lease reserving the rent is acknowledged and indexed in a book in which the county recorder of the county where the leased land is situated, shall index all leases filed in his office, describing the leased premises, showing the amount for which lien is claimed, the date such lease was made, the date of filing, and the date of expiration. Such recorder shall receive for filing and indexing leases the sum of twenty cents.

When a receipt is presented to the county recorder or his deputy, signed by the landlord, showing that the amount specified in said lease for which lien is claimed, has been received by the landlord, the county recorder shall indicate same on his filing record, and retain in his office such receipt, and when so noted on his filing record, it shall be constructive notice to the public that such lien has been satisfied and is no longer a lien on said grain as against third persons. In the event that a stock of goods or merchandise, or a part thereof, subject to the landlord's lien, shall be sold under judicial process, order of court, or by an assignee under a general assignment for benefit of creditors, the lien of the landlord shall not be enforceable against such stock or portion thereof, except for rent due for the term already expired, and for rent to be paid for the use of demised premises for a period not exceeding six months after date of sale, any agreement of the parties to the contrary notwithstanding.

Ordered passed on file.

Senator Allyn, from the committee on Printing, submitted the following report:

MR. PRESIDENT—Your committee on Printing, to whom was referred a concurrent resolution requiring the secretary of the executive council to publish reports, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out the words "authorized and." Also, that the same be further amended by adding the following words to said resolution, viz: "and that the same be furnished to the legislature by March 5, 1900," and when so amended that same do pass.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

CONCURRENT RESOLUTION.

Resolved, by the Senate, the House concurring: That the executive council be and is hereby authorized and directed to publish in pamphlet form 2,000 copies of the itemized statement required by section 163 of the code.

On motion of Senator Trewin, the Senate took up the foregoing concurrent resolution.

Senator Trewin moved the adoption of the following committee amendment.

Amend by striking out the words "authorized and."

Adopted.

Senator Trewin moved the adoption of the following committee amendment.

Add the words "and that the same be furnished to the legislature by March 5, 1900."

Adopted.

The concurrent resolution as amended was adopted.

REPORTS OF COMMITTEES.

Senator Allyn, from the committee on Printing and Binding, submitted the following report:

MR. PRESIDENT—Your committee on Printing and Binding, to whom was referred Senate file No. 166, a bill for an act to amend section one hundred and thirty-six (136) of the code, relating to the printing of the reports of the Academy of Sciences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

Senator Crossley, from the committee on Educational Institutions submitted the following report:

MR. PRESIDENT—Your committee on Educational Institutions, to whom was referred Senate file No. 132, a bill for act to insert the manual alphabet in all the text-books of the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Schools.

JAMES J. CROSSLEY,
Chairman.

Adopted.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 24, a bill for an act to levy a tax to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate

with the recommendation that the same be amended as follows, and that when so amended the bill do pass:

Amend section 1 by striking out the word "sixty" in the thirteenth line and inserting the word "fifty-five" in lieu thereof.

Amend section 1 by adding at the end thereof the following: "The amount so realized by said levies shall be in lieu of all appropriations except that made by the Twenty-eighth General Assembly, if any, for the erection, improvement and equipment of necessary buildings for said Iowa State College of Agriculture and Mechanic Arts during said period of five (5) years.

Amend section 2 by striking out the semi-colon after the word "state" in the second line and inserting a comma in lieu thereof; also by striking out the "comma" after the word "and" in said second line of section 2.

Amend section 2 by inserting the words "one hundred and nine" at the beginning of the third line before the figures "109" and enclosing the figures "109" in parentheses.

Amend section 2 by inserting the words, "one hundred and ten," after the word "and" in the third line thereof, and enclosing the figures, "110," in parentheses.

Amend the bill by striking out the third section thereof.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Ball, substitute for Senate file No. 10, a bill for an act providing for the levy of a special tax of one-tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state for the erection, improvement and equipment of buildings for the State university, with report of committee recommending its passage was taken up, considered and the report of the committee adopted.

Senator Ball moved that the substitute be adopted.

Carried.

The bill was read for information.

Senator Ball moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Blanchard, Bolter, Crossley, Eaton, Finch, Garst, Griswold, Harriman,

Healy, Hobart, Hubbard, Junkin, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Smith, Tallman, Trewin, Wallace, Young—30.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Brighton, Cheshire, Classen, Craig, Emmert, Fitchpatrick, Gorrell, Hayward, Hazelton, Hopkins, Lambert, Lyons, Nolan, Porter, Titus, Townsend, Wilson—20.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Trewin, Senate file No. 140, a bill for an act to amend section 777 of the code, relating to temporary sidewalks, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Trewin moved the adoption of the following committee amendment:

Insert in lieu of section 1 the following:

Section 1. That section seven hundred and seventy-seven (777) of the code be and the same is hereby amended by striking out the word "plank," in the second line thereof, and inserting after the word "sidewalks," in the same line, the words "of plank, brick, stone or cement." Also, by striking out the word "forty," in the fourth line of said section, and inserting in lieu thereof the word "fifty." Also, by inserting after the word "laid," in the seventh line of said section, the words, "in proportion to the special benefits conferred upon the property thereby, and not in excess thereof."

Senator Trewin moved that Senate file No. 140, be made a special order for 10:30 o'clock Wednesday, next.

Carried.

The Journal of yesterday was taken up, corrected and approved.

Senator Wilson moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, February 12, 1900. }

Senate met in regular session at 10 o'clock A. M., Secretary G. A. Newman presiding.

Prayer was offered by Rev. W. J. Hastie, of Altoona, Iowa.

The President and President *pro tem*, being absent Senator Hobart moved that Senator Trewin be elected President, *pro tem*.

Carried.

Senator Trewin took the chair.

On request of Senator Young leave of absence was granted Senator Lister.

On request of Senator Mullan, leave of absence was granted Senator Alexander.

On request of Senator Griswold, leave of absence was granted Senator Harriman.

On request of Senator Alberson, leave of absence was granted Senator Lambert.

On request of Senator Lyons, leave of absence was granted Senator Nolan.

On request of Senator Young, leave of absence was granted Senator Bishop.

On request of Senator Wallace, leave of absence was granted Senator Classen.

On request of Senator Ball, leave of absence was granted Senator Blanchard.

On request of Senator Ball, leave of absence was granted Senator Titus.

PETITIONS AND MEMORIALS.

Senator Lyons presented petition of citizens of Howard county, Iowa, relative to garnishment.

Referred to committee on Judiciary.

Senator Griswold presented petition of farmers and business men of Buchanan county, Iowa, urging the passage of Senate file No. 81, by Emmert.

Referred to committee on Public Health.

Senator McIntire presented petition of Iowa National guard officers, in regard to providing for the payment of officers and soldiers of the Iowa National guard for the time spent in drill.

Referred to committee on Military.

INTRODUCTION OF BILLS.

By Senator Craig, Senate file No. 213, a bill for an act to provide for future regulation of the business of life insurance.

Read first and second time and referred to committee on Insurance.

By Senator Lyons, Senate file No. 214, a bill for an act to amend section 2515 of the code, so as to provide for the appointment by the dairy commissioner of a deputy and assistants, and fixing their compensation.

Read first and second time and referred to committee on Agriculture.

By Senator Finch, Senate file No. 215, a bill for an act to repeal section 2403 of the code and enact a substitute therefor, relating to gift or sale of intoxicating liquor to minors, intoxicated persons and those in the habit of becoming intoxicated, and penalties for violation thereof.

Read first and second time and referred to committee on Suppression of Intemperance.

By Senator Young, by request, Senate file No. 216, a bill for an act to prevent fire insurance companies doing business in Iowa from recovering money paid on policies issued covering property in Iowa.

Read first and second time and referred to committee on Insurance.

By Senator Garst, Senate file No. 217, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tennessee, and to make an appropriation to pay for same, and to pay the expense of the commissioners.

Read first and second time and referred to committee on Appropriations.

By Senator Mullan, Senate file No. 218, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department.

Read first and second time and referred to committee on Public Libraries.

REPORTS OF COMMITTEES.

Senator Emmert, from the committee on Pharmacy, submitted the following report:

MR. PRESIDENT—Your committee on Pharmacy, to whom was referred House file No. 48, a bill for an act to amend section two thousand, four hundred and one (2401) of the code, relative to conducting business under permits, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the same do pass when amended as follows: That the word "also" in the third line be stricken out, and that "a" be made a capital.

J. M. EMMERT,
Chairman.

Ordered passed on file.

Senator Wallace, from the committee on Highways, submitted the following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 52, a bill for an act to repeal section one thousand, five hundred and seventy (1570) of the code, relating to the trimming of hedges, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows: Amend second line of section one (1), by striking out the words "of Iowa," and when so amended the bill do pass.

JOSEPH WALLACE,
Chairman.

Ordered passed on file.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 17, a bill for an act to amend section twenty-seven hundred forty-three (2743) of the code, relating to school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 132, a bill for an act to insert the manual alphabet in all the text-books of the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Finch, Senate file No. 31, a bill for an act to amend sections 2390 and 2393 of the code, relating to bonds of pharmacists, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Finch moved the adoption of the following committee amendment:

Amend by inserting after the word "insert," in the sixth line of the original bill, "the words."

Adopted.

Senator Finch moved the adoption of the following committee amendment:

Amend by inserting in the fifth line of section 2 of the original bill, the word "the," between the words "out" and "word."

Adopted.

Senator Finch moved the adoption of the following amendment:

Divide the original bill into sections.

Carried.

Senator Finch moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Ball, Bolter, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hazelton, Hobart, Hubbard, Junkin, Lewis, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Townsend, Trewin, Wallace, Young—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Arthaud, Bachman, Bishop, Blanchard, Brighton, Cheshire, Classen, Harriman, Hayward, Healy, Hopkins, Lambert, Lister, Nolan, Porter, Smith, Tallman, Titus, Wilson—21.

So the bill, having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Young, Senate file No. 27, a bill for an act authorizing the executive council to have surveyed, and to convey an island newly formed by deposit and accretion in the Mississippi river, and located off the southeastern boundary of Green Bay township, in Lee county, Iowa, and being a part of township 68 north, range 3, west of the 5th P. M., in said county and state, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

House file No. 73, a bill for an act to amend section 503, chapter 6 of the code of 1897, relative to appointment of bailiff in district court, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Senator Fitchpatrick, Senate file No. 24, a bill for an act to levy a tax to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Fitchpatrick moved the adoption of the following committee amendments:

Amend section 1 by striking out the word "sixty," in the thirteenth line, and inserting the word "fifty-five" in lieu thereof.

Amend section 1 by adding at the end thereof the following: "The amount so realized by said levies shall be in lieu of all appropriations except that made by the Twenty-eight General Assembly, if any, for the erection, improvement and equipment of necessary buildings for said Iowa State College of Agriculture and Mechanic Arts during said period of five (5) years.

Amend section 2 by striking out the semi-colon after the word "state," in the second line, and inserting a comma in lieu thereof; also, by striking out the comma after the word "and" in said second line of section 2.

Amend section 2 by inserting the words "one hundred and nine," at the beginning of the third line before the figures "109," and enclosing the figures "109" in parentheses.

Amend section 2 by inserting the words "one hundred and ten," after the word "and," in the third line thereof, and enclosing the figures "110" in parentheses.

Amend the bill by striking out the third section thereof.

Adopted.

Senator Fitchpatrick moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Ball, Bolter, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hazelton, Hobart, Hubbard, Junkin, Lewis, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Townsend, Trewin, Wallace, Young—28.

The nays were:

None.

Absent or not voting.

Senators Alexander, Allyn, Arthaud, Bachman, Bishop, Blanchard, Brighton, Cheshire, Classen, Eaton, Harriman, Hayward, Healy, Hopkins, Lambert, Lister, Nolan, Porter, Smith, Tallman, Titus, Wilson—22.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Perrin made the following motion and moved its adoption:

I move that the custodian of the capitol be directed to properly display in the Senate chamber the flag of our country.

Carried.

On motion of Senator Hazelton Senate file No. 106 was made a special order for 10:30 o'clock to-morrow morning.

Senator Ball moved that the Secretary be ordered to make a Calendar every day.

Senator Lyons moved to amend by printing a Calendar every other day.

The amendment was lost, the original motion prevailed, and the Calendar was ordered printed every day.

The Journal of Saturday was taken up, corrected, and approved.

Senator Lewis moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, February 13, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. J. C. Hall, of New Virginia, Iowa.

On request of Senator Townsend, leave of absence was granted Senator Emmert.

On request of Senator Lister, leave of absence was granted Senator Smith.

PETITIONS AND MEMORIALS.

Senator Alberson presented petition of old soldiers of Washington county, Iowa, relative to exemption from taxation of the homestead of honorably discharged Union soldiers or sailors.

Referred to committee on Ways and Means.

Senator Crossley presented petition of citizens of Adair county, Iowa, asking the passage of Senate file No. 27, an act providing for the listing and taxing of mortgages and other liens upon real estate.

Referred to committee on Ways and Means.

Senator Alexander presented petition of citizens of Linn county, Iowa, in favor of the Emmert bill, known as Senate file No. 81.

Referred to committee on Public Health.

Senator Griswold presented petition of members of the bar of Buchanan county, Iowa, urging the passage of Senate file No. 161, relative to practicing law without having been admitted to practice in the courts of this state.

Referred to committee on Judiciary.

Senator Fitchpatrick presented petition of citizens of Ames, Iowa, in favor of the Emmert bill, known as Senate file No. 81.

Referred to committee on Public Health.

Senator Ball presented petition of citizens of Johnson county, Iowa, in favor of the Emmert bill, known as Senate file No. 81.

Referred to committee on Public Health.

Senator Young presented petition of citizens of Lee county, Iowa, relative to two mill tax for road purposes.

Referred to committee on Highways.

Senator Mardis presented petition of citizens of Lucas county, Iowa, relative to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Perrin presented petition of J. H. McLeod and forty-five other citizens of Floyd county, Iowa, asking for the passage of the Emmert bill,

Referred to committee on Public Health.

Senator Tallman presented petition of citizens of Warren county, Iowa, relating to compulsory reformatory for women.

Referred to committee on Charitable Institutions.

INTRODUCTION OF BILLS.

By Senator Lewis, Senate file No. 219, a bill for an act to amend section 1374 of the code, relative to collection of taxes on property not listed, and fees therefor.

Read first and second time and referred to committee on Judiciary.

By Senator Hubbard, Senate file No. 220, a bill for an act to legalize sales of spirituous, malt and vinous liquors under statements of consent filed prior to October 1, 1897.

Read first and second time and referred to committee on Judiciary.

By Senator Hayward, Senate file No. 221, a bill for an act to amend section 2764 of the code, relating to the taking of school census.

Read first and second time and referred to committee on Schools.

By Senator Alexander, Senate file No. 222, a bill for an act to amend section thirteen hundred and twenty-six (1326), chapter one (1), title seven (7) of the code of 1897, relating to the stock of building and loan associations.

Read first and second time and referred to committee on Building and Loan Associations.

MESSAGES FROM THE HOUSE.

The following messages were received from the House.

MR. PRESIDENT—I am directed to inform your honorable body that the House refuses to recede from its substitute to Senate file No 13, a bill for an act to amend section fifty-two hundred and fifty-eight (5258) of the code, relating to minutes to be kept by grand juries, and requests a conference committee. The Speaker has appointed as such committee on the part of the House, Messrs. Temple, Byers, Lyman and Theophilus.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has adopted the Senate substitute to House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate amendments to House file No 52, a bill for an act to amend section 5373 of the code, relative to the offering of evidence on the part of the state in the trial of criminal causes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has adopted Senate substitute to House file No. 6, a bill for an act to amend sections 1 and 2, of chapter 25 of the acts of the Twenty-seventh General Assembly, relating to election of park commissioners in certain cities.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 131, a bill for an act to amend section 2547 of the code, relating to the protection of fish.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 117, a bill for an act amending section 1333 of the code relative to taxing insurance companies.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 30, a bill for an act to amend section one thousand, three hundred and seventy-nine of the code, relating to the adjustment of the valuation of the property of the several counties, by the state board of review.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 89, a bill for an act to repeal section 1618 of the code, to enact a substitute therefor, and to provide for the fees to be paid upon the renewal of corporations for pecuniary profit.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 11, a bill for an act to amend chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth (15) General Assembly, confirming in the State university of Iowa, the title to certain town lots and streets.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 132, a bill for an act to protect game and provide a fund to pay the expenses of prosecutions under this act.

S. M. CART,
Chief Clerk.

HOUSE MESSAGES CONSIDERED.

House refuses to recede from its substitute to Senate file No. 13, a bill for an act to amend section 5258 of the code, relating to minutes to be kept by grand juries, and requests a conference committee. The Speaker has appointed as such committee on the part of the House: Messrs. Temple, Byers, Lyman and Theophilus.

Passed on file.

House file No. 30, a bill for an act to amend section 1379 of the code, relating to the adjustment of the valuation of the property of the several counties by the state board of review.

Read first and second time and referred to committee on Ways and Means.

House file No. 89, a bill for an act to repeal section 1618 of the code, to enact a substitute therefor, and to provide for the fees to be paid upon the renewal of corporations for pecuniary profit.

Read first and second time and referred to committee on Ways and Means.

House file No. 132, a bill for an act to protect game and provide a fund to pay the expenses of prosecutions under this act.

Read first and second time and referred to committee on Fish and Game.

Substitute for Senate file No. 11, a bill for an act to amend chapter 61 of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa the title to certain town lots and streets.

Passed on file.

House file No. 117, a bill for an act amending section 1833 of the code, relative to taxing insurance companies.

Read first and second time and referred to the committee on Ways and Means.

House file No. 131, a bill for an act to amend section 2547 of the code, relating to the protection of fish.

Read first and second time and referred to committee on Fish and Game.

Senate substitute to House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Passed on file.

House file No. 52, a bill for an act to amend section 5373 of the code, relative to the offering of evidence on the part of the state in the trial of criminal causes.

Passed on file.

Senate substitute to House file No. 6, a bill for an act to amend sections 1 and 2, of chapter twenty-five of the acts of the Twenty-seventh General Assembly, relating to election of park commissioners in certain cities.

Passed on file.

The President appointed on the part of the Senate as conference committee on Senate file No. 13, Senators Cheshire, Healy, Mullan and Trewin.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 30, a bill for an act to amend section 1173 of the code, relating to the election of presidential electors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 30.

A bill for an act to amend section eleven hundred and seventy-three (1173) of the code, relating to the election of presidential electors.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section eleven hundred and seventy-three (1173) of the code, be and the same is hereby amended by inserting after the word "elected," in the third line thereof, the words, "by the electors of the state."

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 96, a bill for an act to amend section three thousand and seventy-nine of the code, relating to preferred claims for service upon the settlement of insolvent estates, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 95, a bill for an act to amend section 4019 of the code, relating to preferred debts owing for labor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

Senate file No. 15, a bill for an act to amend section 4027 of the code relating to notice of execution sales.

Also, Senate file No. 4, a bill for an act making notarial seals of non-resident notaries public *prima facie* evidence of their compliance with the statute of the state, territory or district in which the certificate to which the same is attached or affixed purports to have been made.

Also, Senate file No. 112, a bill for an act to amend chapter 1, acts of the Twenty-seventh General Assembly, relating to the publication of extracts from the laws of Iowa.

Also, Senate file No. 20, a bill for an act to legalize a tax voted by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by such election.

Also, Senate file No. 14, a bill for an act to amend section 4608, relating to communications in professional confidence.

Also, Senate file No. 53, a bill for an act to legalize the official acts of Isaac Mathews, C. H. Foster, W. H. Butler and J. H. Scrogum, justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895, to January 1, 1899.

Also, Senate file No. 38, a bill for an act to define the place of bringing an action against any corporation, company or person operating or maintaining coal mines.

Also, Senate file No. 109, a bill for an act to amend section 2755 of the code, relating to precincts in school elections.

F. L. ARTHAUD,

Chairman.

February 9, 1900.

The hour having arrived, Special order No. 1 was taken up.

On motion of Senator Hazelton, Senate file No. 106, a bill for an act to amend section 6587 of the code, relating to the powers and duties of mayor, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Ball offered the following amendment and moved its adoption:

I move to amend section 1, of Senate file No. 106, by inserting after the word "vote" in the eighth line of the original bill, the words following: "of the members elected to the council."

Adopted.

Senator Mullan offered the following amendment and moved its adoption.

I move to amend the bill by striking out the word "but" in the seventh line of the original bill, and inserting the word "and" in lieu thereof.

Adopted.

Senator Trewin moved to amend by striking out the figure "5" in parentheses and words "presiding officer's vote," in the original bill.

Adopted.

Senator Hazelton moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Tallman, Townsend, Trewin, Wallace, Wilson, Young—48.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Emmert, Healy, Penrose, Porter, Smith, Titus—7.

So the bill having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORTS OF COMMITTEES.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was referred Senate file No. 165, a bill for an act to create a department of agriculture, and repeal sections 1653, 1654, 1655, 1656, 1657, 1674, 1682 and 1683, and chapter 42 of the acts of the Twenty-seventh General Assembly, and amend sections 1679 and 1681 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

W. F. HARRIMAN,
Chairman.

Ordered passed on file.

Senator Fitchpatrick, from the committee on Public Buildings, submitted the following report:

MR. PRESIDENT—Your committee on Public Buildings, to whom was referred Senate file No. 189, a bill for an act directing the executive council to procure bronze statues of Hon. James Harlan and Hon. James W. Grimes, to be placed in the national capitol; and duplicates of the same in the state capitol at Des Moines, and making appropriations for the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. A. FITCHPATRICK,
Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT—Your committee on Public Buildings, to whom was referred Senate file No. 153, a bill for an act to amend chapter one (1), title twelve (12) of the code, relating to the support of the poor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. A. FITCHPATRICK,
Chairman.

Adopted.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 192, a bill for an act to refund taxes and license fees paid to the treasurer of state when the law under which the same have been collected is held to be invalid, and to protect the state treasurer from individual liability therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Judiciary.

J. M. JUNKIN,
Chairman.

Adopted.

On motion of Senator Hazelton, Special order No. 2 was made a special order for to-morrow as soon as special order No. 3 is disposed of.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred House file No. 39, a bill for an act relating to water works, and to amend chapter five (5), title five (5) of the code, relating to the purchase and construction of water works, as amended by chapter twenty-three (23) of the laws of the Twenty-seventh General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute and the recommendation that the substitute do pass.

J. H. TREWIN,
Chairman.

The following substitute was read first and second time.

SUBSTITUTE FOR HOUSE FILE NO. 39—BY COMMITTEE ON CITIES AND TOWNS
A bill for an act to amend sections seven hundred and forty-seven (747) and seven hundred and forty-eight (748) of the code, as amended by chapter twenty-three (23) of the acts of the Twenty-seventh General Assembly, relating to water works.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. That section seven hundred and forty-seven (747) of the code, as amended by chapter twenty-three (23) of the acts of the Twenty-seventh General Assembly is hereby amended by striking out of the twelfth line thereof the following: "mayor of such city," and inserting in lieu thereof the words, "said board of water works trustees."

Sec. 2. That section seven hundred and forty-eight (748) of the code be amended by adding thereto the following: All money collected by the board of water works trustees shall be deposited at least weekly by them with the city treasurer, and all money so deposited and all tax money received by the city treasurer from the county treasurer, levied and collected for and on account of the water works, shall be kept by the city treasurer as a separate and distinct fund. The city treasurer shall be liable on his official bond for such funds the same as for other funds received by him as such treasurer. Such moneys shall be paid out by the city treasurer only on the written order of the board of water works trustees, who shall have full and absolute control of the application and disbursement thereof for the purposes prescribed by law, including the payment of all indebtedness arising in the construction of such works, and the maintenance, operation and extension thereof.

Sec. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Substitute read first and second time and passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 107, a bill for an act to authorize cities of the first class to levy a tax for the purpose of organizing and maintaining paid fire departments, amendatory to title 5, chapter 11 of the code, relating to taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate, with the recommendation that the same be amended as follows: That section 1 be amended by striking out the word "five" in the second line, and inserting in lieu thereof the word "three;" and when so amended that it do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred House file No. 60, a bill for an act to amend section 852 of the code and authorizing an increase of the tax levy for park purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

That section 1 be amended by striking out the word "the," before the words "said board," in the sixth line, and inserting in lieu thereof the following: "in cities having a population of over twenty-five thousand;" and when so amended that it do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

On motion of Senator Harriman, concurrent resolution relative to adjournment was taken up.

On the question, Shall the resolution be adopted?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Classen, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Lambert, Lewis, McIntire, Mullan, Tallman, Townsend, Trewin, Wallace, Wilson, Young—24.

The nays were:

Senators Ball, Brighton, Cheshire, Craig, Crossley, Eaton, Finch, Garst, Hobart, Hopkins, Hubbard, Junkin, Lister, Lyons, McArthur, Mardis, Nolan, Perrin—18.

Absent or not voting:

Senators Blanchard, Emmert, Healy, Moffit, Penrose, Porter, Smith, Titus—8.

So the concurrent resolution was adopted.

Senator Harriman filed the following motion:

MR. PRESIDENT—I move that the vote by which House concurrent resolution, relating to final adjournment was adopted be reconsidered.

Dated this 13th day of February, 1900.

W. F. HARRIMAN.

Senator Hayward filed the following motion:

MR. PRESIDENT—I move to reconsider the vote by which the House concurrent resolution, relative to adjournment was adopted by the Senate.

W. C. HAYWARD.

Senator Perrin moved that Senate file No. 189 be referred to the committee on Appropriations.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 134, a bill for an act to relinquish to Axel B. Erickson the undivided one-third part of lot numbered 18, in block 3 in Alken's first addition to the city of Clinton, Clinton county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 142, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of Milford, Dickinson county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked.

House file No. 144, a bill for an act to amend section 1348 of the code, relative to license of peddlers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 99, a bill for an act providing for the duties and fixing the compensation thereof, and providing for a uniform system of keeping the books of county treasurers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Resolution relative to publishing of 2,000 copies of the itemized statement required by section 163 of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 163, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 83, a bill for an act to amend section 779 of the code, relating to the collection of taxes.

S. M. CART,
Chief Clerk.

By unanimous consent Senate file No. 166, was recommitted to the committee on Printing.

Senator Lewis filed the following motion:

MR. PRESIDENT—I move that the vote by which House concurrent resolution relating to final adjournment, was carried, be reconsidered.

Dated this 13th day of February, 1900.

W. R. LEWIS.

BILLS ON THIRD READING.

On motion of Senator Ball, Senate file No. 156, a bill for an act to amend section 370 of the code, relating to administrators, guardians, trustees and referees depositing funds with the clerk of the district court, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Ball moved the adoption of the following committee amendment:

Amend by inserting after the word "made" in the seventh line of section 1, the words, "as shown by report on file."

Adopted.

Senator Ball moved the adoption of the following committee amendment:

Amend by striking out section 2 thereof.

Adopted

Senator Garst moved that the time of adjournment be extended fifteen minutes.

Carried.

Senator Trewin offered the following resolution and moved its adoption:

CONCURRENT RESOLUTION.

WHEREAS, The Hon. William Larrabee has served the state of Iowa with distinguished ability for nearly a quarter of a century as senator, governor and chairman of the board of control, and

WHEREAS, He has resigned the last named position and is about to go and remain abroad for a considerable time; therefore be it

Resolved, By the Senate, the House concurring: That in token of the appreciation of the splendid public service of the Hon. William Larrabee the Senate and the House adjourn on Wednesday, February 14th, at 11:30 o'clock A. M., and that the members proceed in a body to his office in the capitol and tender him personally their congratulations upon his successful public career and their best wishes for his future welfare and happiness.

The resolution was adopted by a rising vote.

Senator Mullan moved that the time for adjournment be extended until the bill under consideration be finished and the Journal corrected.

Carried.

Senate file No. 156 being under consideration.

Senator Ball moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Crossley, Fitchpartick, Hayward, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Moffit, Mullan, Perrin, Porter, Townsend, Trewin, Wallace, Wilson—26.

The nays were:

Senators Boltor, Craig, Eaton, Gorrell, Griswold, Harriman, Mardis, Nolan, Tallman, Young—10.

Absent or not voting:

Senators Alberson, Blanchard, Brighton, Emmert, Finch, Garst, Hazleton, Healy, Junkin, Lyons, McArthur, Penrose, Smith, Titus—14.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

The Journal of yesterday was taken up, corrected, and approved.

The hour of adjournment having arrived, the President declared the Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, February 14, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. R. A. Smith, of Cedar Falls, Iowa.

PETITIONS AND MEMORIALS.

Senator Trewin presented petition of citizens of Oelwein, Iowa, in favor of the Emmert bill.

Referred to committee on Public Health.

Senator Townsend presented petition of citizens of Albia, Iowa, relative to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Porter presented petition of Epworth league of Bloomfield, Iowa, relative to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Mardis presented petition of citizens of Lucas county, Iowa, asking the passage of the Emmert bill, known as Senate file No. 81.

Referred to committee on Public Health.

Senator Classen presented petition of the Iowa Library association, asking the passage of the bill relative to free public libraries, known as Senate file No. 32.

Referred to committee on Public Libraries.

Lieutenant-governor Milliman presented petition of T. R. Hodkinson and other citizens of Iowa, protesting against the

practice of soliciting orders for intoxicating liquors by traveling salesmen or agents.

Referred to committee on Suppression of Intemperance.

Senator Alexander presented petition of Cedar Rapids Federation of Labor protesting against House file No. 110.

Referred to committee on Labor.

Senator Healy presented petition of citizens of Otho, Iowa, relative to the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Tallman presented petition of citizens of Osceola, Iowa, relative to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance

INTRODUCTION OF BILLS.

By Senator Townsend, Senate file No. 223, a bill for an act to add to and amend section 669 of the code, relating to compensation of councilmen.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Lister, Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedan, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town.

Read first and second time and referred to committee on Judiciary.

By Senator Hazelton, Senate file No. 225, a bill for an act to amend section 316 of the code, relating to attorneys resident in other states.

Read first and second time and referred to committee on Judiciary.

By Senator Trewin, Senate file No. 226, a bill for an act to amend chapter 12, title 12 of the code, relating to the inspection of passenger boats.

Read first and second time and referred to committee on Judiciary.

Senator Harriman offered the following resolution and moved its adoption:

Resolved, That the Pioneer Lawmakers' Association of Iowa, which meets in the city of Des Moines on the 14th and 15th inst., be invited to visit the Senate at such time as will be most agreeable to them, and that the President of the Senate appoint a committee of three to extend the invitation and make arrangements for the reception of the association.

W. F. HARRIMAN.

Adopted.

The President appointed the following committee under resolution offered by Senator Harriman:

Senators Lewis, Perrin and Bolter.

HOUSE MESSAGES CONSIDERED.

Senate file No. 88, a bill for an act to amend section 779 of the code, relating to the collection of taxes.

Passed on file.

Senate file No. 163, a bill for an act appropriating money to defray the expenses of inauguration ceremonies.

Passed on file.

House file No. 99, a bill for an act providing for the duties and fixing the compensation thereof, and providing for a uniform system of keeping the books of county treasurers.

Read first and second time and referred to committee on Judiciary.

Concurrent resolution, relative to the publishing of 2,000 copies of the itemized statement required by section 163 of the code.

Passed on file.

House file No. 144, a bill for an act to amend section 1348 of the code, relative to license of peddlers.

Read first and second time and referred to committee on Ways and Means.

House file No. 142, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of Milford, Dickinson county, Iowa.

Read first and second time and referred to committee on Judiciary.

House file No. 134, a bill for an act to relinquish to Axel B. Erickson the undivided one-third part of lot numbered eighteen, in block number three, in Aiken's first addition to the city of Clinton, Clinton county, Iowa.

Read first and second time and referred to committee on Judiciary.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 120, a bill for an act to amend section 2978 of the code, relating to the extent of a homestead, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

SUBSTITUTE FOR SENATE FILE NO. 120.

A bill for an act to amend section twenty-nine hundred and seventy-eight (2978) of the code, relating to the extent of a homestead if within a city or town.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-nine hundred and seventy-eight (2978) of the code, be and the same is hereby amended as follows: By inserting the word "plat" after the word "town" in the second line of said section.

Read first and second time by title and passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 63, a bill for an act relating to the compensation of attorneys appointed for the defense of indigent persons charged with crimes, and for repeal of section 5314 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate, with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Report of committee adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 180, a bill for an act to provide for the discharge of judgments in the courts of the state against persons, firms and corporations

who have been declared bankrupts and discharged pursuant to acts of congress in relation to bankruptcy, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 56, a bill for an act to authorize the improvement and regulate the use of the Des Moines river and its bed and banks within the corporate limits of the city of Des Moines, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 127, a bill for an act authorizing the appointment of interpreters for deaf litigants in court, and in cases of insanity among deaf persons, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 56, a bill for an act to amend section 1417 of the code, relating to the refunding of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred House file No. 101, a bill for an act to authorize the auditor of state to issue a warrant for two hundred and seventy-five dollars (\$275) to

Mrs. Mary E. McCully, widow of Hon. H. M. McCully, deceased, representative from Marion county in the Twenty-seventh General Assembly, for the balance due him as member thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT — Your committee on Appropriations, to whom was referred Senate file No. 72, a bill for an act making an appropriation for the purchase of 50,000 railroad commissioners' official maps, to be distributed by the members of the general assembly, and also by the railroad commissioners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following bill be substituted, and when so substituted that it do pass.

WARREN GARST,
Chairman.

The following substitute was read first and second time by title:

SUBSTITUTE FOR SENATE FILE NO. 72.

A bill for an act making an appropriation for the purchase of 30,000 railroad commissioners' official maps, to be distributed by the members of the general assembly and railroad commissioners.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That the railroad commissioners are hereby directed to procure, at the earliest possible date, 30,000 copies of the railroad commissioners' official map of Iowa, 5,000 of said maps to be printed on heavy paper, and mounted with sticks, top and bottom, with tape sides, and 25,000 of said maps to be folded and placed in envelopes suitable for mailing; said maps to be distributed as follows: one hundred copies in envelopes and ten mounted maps to be given to each member of the general assembly for distribution; and the remainder to be distributed under the direction of the railroad commissioners.

Sec. 2. And there is hereby appropriated two thousand, five hundred dollars, or so much thereof as may be necessary for that purpose, out of any money not otherwise appropriated.

Sec. 3. This act, being deemed of immediate importance, shall be in force and take effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 1, a bill for an act to legalize the incorporation of the town of Pilot Mound, Boone county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Also, House file No. 6, a bill for an act to amend sections 1 and 2 of chapter 25 of the acts of the Twenty-seventh General Assembly, relating to election of park commissioners in certain cities.

Also, House file No. 52, a bill for an act to amend section 5373 of the code, relating to the offering of evidence on the part of the state in trial of criminal causes.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

Senator McIntire filed the following motion:

MR. PRESIDENT—I move to reconsider the vote by which the Senate passed the House resolution to adjourn on March 1, 1900.

February 14, 1900.

W. A. MCINTIRE.

The President announced that he had signed in the presence of the Senate, House files Nos. 52, 1 and 6.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 80, a bill for an act to amend section eighteen hundred and seventy-three (1873) of the code, relating to reports of banks.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution relative to custodian procuring suitable flags to be displayed during the sessions in the Senate and House chambers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 40, a bill for an act to amend section 720, section 724 and section 725 of the code, relating to powers of cities and towns.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution, relative to adjournment Wednesday, February 14th, at 11:30 A. M., in honor of ex-Governor Larrabee.

S. M. CART,
Chief Clerk.

The hour having arrived, the Senate took up Special order No. 2, Senate file No. 140.

Senator Crossley offered the following amendment to the committee amendment, and moved its adoption: Amend by inserting the word "or" between the words "plank" and "brick," and by striking out the words, "stone and cement."

Senator Healy offered the following amendment to the bill:

I move to amend the title by inserting after the word "sidewalks" the following words: "and to provide for the appointment of a commission to make rules respecting the manner in which special assessments for improvements shall be made."

I move to further amend by inserting as sections two, three, four and five, the following sections, to wit:

Sec. 2. The said assessments shall be subject to the rules established by the commission, as hereinafter provided.

Sec. 3. The supreme court shall select two justices of said court and three district judges of the state, who will constitute a commission charged with the duty of making rules for the guidance of the officers of counties and other political and municipal corporations in making and in assessing the cost of the several improvements of a public character, the expense of which is authorized to be taxed in whole or in part to the owners of abutting or adjacent property, or to the owners of property said to be benefitted thereby. Said commission shall aim to establish equitable and uniform provision for the application of the law and the rule of assessment provided by statute, and in framing said rules, shall, so far as possible, avoid unjust

discriminations, so the special assessment statutes may have a harmonious and uniform operation.

Sec. 4. The said commission shall, within twenty days from the passage of this act, meet and organize at Des Moines, and shall, within ninety days thereafter, complete its labors. It is empowered to employ specialists of experience to furnish data and to aid in its work, and may expend a sum not in excess of two thousand dollars for such services and clerical help necessary to properly perform its duties. While engaged in the duties of such commission, the members thereof shall receive their necessary and traveling expenses, which, with the expenses of said commission, shall be certified by the chairman to the auditor of state, who shall draw warrants upon the treasurer of state, in payment thereof; and there is hereby appropriated, from unexpended funds in the state treasury, a sufficient sum to meet the expenses hereby authorized.

Sec. 5. When at least four members of said commission are agreed on the adoption of rules and regulations, the same shall be certified by the members so agreeing to the executive council, which body shall forthwith cause fifteen thousand copies thereof to be printed and distributed to the proper officers, and to others, and in such number as the said executive council may determine. Said rules shall be in force on the tenth day after publication, which time shall be specifically fixed in said publication, by order of the executive council.

Sec. 6. The said rules, so printed, shall be competent evidence in all courts of the state. A substantial compliance therewith by the several municipal officers or boards in making or in assessing the cost of improvements to property owners, shall be presumptive evidence that the law has, as to the matters covered by such rules, been complied with, and a substantial variance from said rules shall be presumptive evidence that the assessment so made is irregular and not in conformity to law. Nothing herein shall prevent the levy in conformity to law, as provided in section eight hundred and thirty-six (836) of the code, or limit the powers of the courts, on appeal, as provided in section eight hundred and thirty-nine (839) of the code, or effect the legality of an assessment made, or proceedings had prior to the time when such rules become operative.

Further amend by changing the words "section two" in the bill so the same shall be read as "section six."

Senator Emmert moved that Senate file No. 81, be made a special order for 10:30 o'clock to-morrow or immediately after the bill under discussion is disposed of.

Carried.

The Journal of yesterday was taken up, corrected and approved.

HOUSE MESSAGE CONSIDERED.

Concurrent resolution relative to adjourning Wednesday, February 14th, at 11:30 A. M., in honor of ex-Governor Larrabee.

Passed on file.

The sergeant-at-arms formed the Senate in file and proceeded to ex-Governor Larrabee's office as per the resolution adopted by the Senate yesterday.

The hour of adjournment having arrived, the President declared the Senate adjourned.

SENATE CHAMBER,
DES MOINES, Thursday, February 15, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. William S. Barnes of Council Bluffs, Iowa.

PETITIONS AND MEMORIALS.

Senator Hobart presented petition of citizens of Plymouth county, Iowa, in favor of the Emmert bill.

Referred to committee on Public Health.

Senator Hobart presented petition of citizens of Le Mars, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Hobart presented petition of citizens of Larrabee, Iowa, relative to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Hobart presented petition of members of Cherokee county bar, in favor of Senate file No. 161.

Also petition of members of Plymouth county bar on same subject.

Referred to committee on Judiciary.

Senator Lambert presented petition of citizens of Jackson county, Iowa, relative to reformatory for women.

Referred to committee on Charitable Institutions..

Senator Smith presented petition of citizens of Mitchel county, Iowa, relative to reformatory for women.

Referred to committee on Charitable Institutions.

Senator Smith presented petition of citizens of Mitchell county, Iowa, relative to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Perrin presented petition of Mrs. Kate Wilde and seventy-one other citizens and four religious societies of Nora Springs, Iowa, relative to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Mullan presented petition of Cedar Falls chapter of the Daughters of the American Revolution, relative to erecting monuments at Chattanooga National park.

Referred to committee on Appropriations.

Senator Bishop presented petition of citizens of Volga, Clayton county, Iowa, in favor of reformatory for women.

Referred to committee on Charitable Institutions.

Senator Harriman presented petition of D. W. Telford and thirteen others, lawyers of Cerrito Gordo county, Iowa, requesting the passage of Senate file No. 161.

Referred to committee on Judiciary.

Senator Lister presented petition of Hattie Reedeman, president, and Eunice Tuberst, secretary of Christian Endeavor society of Alton, Iowa, relative to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Alexander presented petition of Mrs. A. B. Ryan and seventy-five other citizens of Marion, Iowa, protesting against the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Trewin presented petition of citizens of Allamakee county, Iowa, in favor of woman suffrage.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Cheshire presented petition of A. W. Grothe and eighty-five other barbers and citizens of Des Moines, Iowa, in

favor of the passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Cheshire presented petition of fifty-eight citizens of Polk county, Iowa, in favor of a constitutional amendment, striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Cheshire presented petition of thirty-one citizens of Polk county, Iowa, in favor of a womens' reformatory.

Referred to committee on Charitable Institutions.

INTRODUCTION OF BILLS.

By Senator Titus, Senate file 227, a bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa Industrial reformatory for females, and to make appropriations therefor.

Read first and second time and referred to committee on Charitable Institutions.

By Senator Bachman, Senate file No 228, a bill for an act to amend section 3276 of the code, in reference to the revocation and cancellation of wills.

Read first and second time and referred to committee on Judiciary.

By Senator Hopkins, Senate file No. 229, a bill for an act appropriating money for the completion of the classification of the State library.

Read first and second time and referred to committee on Appropriations.

By Senator Hopkins, Senate file No. 230, a bill for an act to amend chapter 148 of the act of the Twenty-seventh General Assembly of Iowa, relative to traveling libraries.

Read first and second time and referred to committee on Public Libraries.

By Senator Classen, Senate file No. 231, a bill for an act to define powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home.

Read first and second time and referred to committee on Military.

By Senator Blanchard, Senate file No. 232, a bill for an act to repeal chapter 7 of the acts of the Twenty-seventy General Assembly, relative to the use of committee rooms in capitol.

Read first and second time and referred to committee on Public Buildings.

By Senator Lister, by request, Senate file 233, a bill for an act to amend paragraph 2, of section 2448 of the code relating to the place of sales of intoxicating liquors.

Read first and second time and referred to committee on Suppression of Intemperance.

By Senator Titus, by request, Senate file No. 234, a bill for an act to amend chapter 14, title 5 of the code and granting additional powers to cities under special charters.

Read first and second time and referred to committee on Cities and Towns.

By Senator Penrose, Senate file No. 235, a bill for an act making an appropriation to provide for the education of Linnie Haguewood.

Read first and second time and referred to committee on Appropriations.

Senator Trewin made the following motion and moved its adoption.

MR. PRESIDENT—I move that the concurrent resolution relative to ex Governor Larrabee be engrossed and that the same be presented to him.

Adopted.

Senator Hobart moved that 200 extra copies of Senate file No. 161, be ordered printed.

Carried.

HOUSE MESSAGES CONSIDERED.

House concurrent resolution, relative to custodian procuring suitable flags to be displayed during the session in the Senate and House chambers.

Read first and second time and adopted.

Substitute for Senate file No. 40, a bill for an act to amend section 720, section 724 and section 725 of the code, relating to powers of cities and towns.

Passed on file.

House file No. 80, a bill for an act to amend section 1873 of the code, relating to reports of banks.

Read first and second time and referred to committee on Banks and Banking.

REPORTS OF COMMITTEES.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 39, a bill for an act to repeal section 1306 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following be substituted therefor, and that the same do pass.

J. M. JUNKIN,
Chairman.

The following substitute was read first and second time.

SUBSTITUTE FOR SENATE FILE NO. 39.

A bill for an act to repeal section thirteen hundred and six (1306) of the code, and to enact a substitute therefor, relating to the assessment of taxes.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section thirteen hundred and six (1306) of the code be and is hereby repealed.

Sec. 2. No county, or other political or municipal corporation, shall be allowed to become indebted in any manner, or for any purpose, to an amount in the aggregate exceeding one and one-fourth per centum on the actual value of the property within such county or corporation, to be ascertained by the last state and county tax list previous to the incurring of such indebtedness.

Sec. 3. This act, being of immediate importance, shall be in force from and after its publication in the Des Moines Leader and Iowa State Register, newspapers published at Des Moines, Iowa.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 174, a bill for an act to exempt property from taxation, the income from which is given to literary, scientific, charitable, benevolent or religious purposes or institutions, beg leave to report that they

have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. JUNKIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred House file No. 89, a bill for an act to repeal section 1618 of the code, to enact a substitute therefor, and to provide for the fees to be paid upon the renewal of corporations for pecuniary profit, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Corporations.

J. M. JUNKIN,
Chairman.

Adopted.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 193, a bill for an act to amend section 2630 of the code, in relation to the issuing of certificates and diplomas by the board of educational examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 116, a bill for an act to amend section 2831 of the code, relating to county uniformity of text-books, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out the word "one-fourth," in line 3 of section 1, and inserting in lieu thereof the words "one-third," and when so amended that the same do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 135, a bill for an act to amend section twenty-six hundred and thirty (2630) of the code, relating to qualification, examination of, and issuing certificates and diplomas to teachers by the board of educational

examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Senator Bachman, from the committee on Public Health, submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file No. 82, a bill for an act to amend sections 2579 and 2581 of the code, in relation to the practice of medicine, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute therefor, and with the recommendation that the substitute do pass.

E. W. BACHMAN,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 82.

A bill for an act to amend sections twenty-five hundred and seventy-nine (2579) and twenty-five hundred and eighty-one (2581) of the code, in relation to the practice of medicine.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-five hundred and seventy-nine (2579) of the code, be hereby amended by striking out that part thereof commencing with the word "nor," in the fifteenth line, and ending with the word "locality," in the eighteenth line thereof.

Sec. 2. That section twenty-five hundred and eighty-one (2581) of the code, be amended by inserting after the word "who," in the fourth line thereof, the following words, "either by himself, agent or employe."

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file No. 117, a bill for an act to amend section 4946 of the code, relating to disposition of bodies for medical purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the accompanying substitute therefor, and with the recommendation that the substitute do pass.

E. W. BACHMAN,
Chairman.

The following substitute was read first and second time.

SUBSTITUTE FOR SENATE FILE NO. 117.

A bill for an act to repeal section forty-nine hundred and forty-six (4946) of the code, in relation to the distributions of bodies to medical colleges and schools for medical and scientific studies, and to enact a substitute therefor.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section forty-nine hundred and forty-six (4946) of the code, be and is hereby repealed, and the following enacted as a substitute therefor.

Sec. 2. Every coroner, or undertaker, or superintendent, or managing officer of any public asylum, hospital, poorhouse or penitentiary, shall deliver the body of any uninterred deceased person in his charge, with the consent of the relatives, if any are known, and without the consent if not known, to the medical colleges or schools within the state, for the purpose of scientific and medical study, unless such deceased person during his last sickness expressed a desire that his body should be buried. Said bodies shall be equitably distributed among the medical colleges and schools within the state, under such rules and regulations as may be adopted by the state board of health; the number distributed to each medical college or school being in proportion to the students matriculated in each medical college or school, provided the expense of such distribution shall be paid by the medical colleges or schools receiving the bodies. If there shall be more bodies than are needed by the medical colleges and schools, then such bodies may be given to any physician in the state, under such rules and regulations as may be adopted by the state board of health.

Sec. 3. It shall be the duty of every such coroner, undertaker, superintendent or managing officers of a public asylum, hospital, poorhouse or penitentiary, as soon as any such body shall come into his custody, or as soon as any person shall die, whose body, under the provisions herein, should be delivered to a medical college or school, to at once notify the secretary of the state board of health by telegram, to hold the body unburied for forty-eight hours and to deliver the body to such medical college or its representative as he may be directed by the secretary of the state board of health; provided that if any such body is subsequently claimed by any relative, the same shall at once be surrendered to such person for burial. Any such coroner, undertaker, superintendent or managing officers of any public asylum, hospital, poorhouse or penitentiary, who shall neglect or refuse to notify the secretary of the state board of health, or refuse to deliver such body as herein provided, shall be guilty of a misdemeanor, and be fined not exceeding fifty dollars. Any person receiving or delivering any body, knowing that any of the foregoing provisions have been violated, shall be punished as provided in the preceding section.

Sec. 4. Any medical college, school or persons, receiving bodies, as herein provided, shall hold the same sixty days, subject to the claims of relatives or friends of the deceased person.

Ordered passed on file.

Senator Lambert, from the committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your committee on Fish and Game, to whom was referred House file No. 132, a bill for an act to protect game and provide a fund to pay the expenses of prosecution under this act, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass when amended as follows:

Amend section 6 by placing a comma after the word "game," in the fourth line of said section; strike out the word "and" after the word "game," in said fourth line, and insert in lieu thereof the words "such expenses."

Strike out all of section 6 after the word "county," in the fifth line of said section.

Insert as section 7 of the bill the following:

Section 7. Such license shall not be transferable, and shall be in the following form:

HUNTER'S LICENSE.

State of Iowa, }
County of..... }

This is to certify that.....of.....in the state of.....having this day made application for a hunter's license, and having paid therefor the sum of ten dollars (\$10), as required by law, is hereby permitted to pursue, hunt and kill within the county of.....and state of Iowa, during the year ending January 1st, A. D....any of the birds and animals protected by the game laws of this state, in conformity with the law under which this license is issued, during the time in said year when the shooting and killing of such birds and animals is not prohibited by law.

In witness whereof I have hereunto subscribed my name, and caused the seal of the county auditor to be affixed hereto, this.....day of.....A. D.....

.....County Auditor.

Amend section 7 by striking out the figure "7" and inserting the figure "8." Amend section 8 by striking out the figure "8" and inserting the figure "9."

THOS. LAMBERT,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Fish and Game, to whom was referred House file No. 131, a bill for an act to amend section 2547 of the code, relating to the protection of fish, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. LAMBERT,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 142, a bill for an act to legalize the resolutions and proceedings of the council and the mayor of the incorporated town of Milford, Dickinson county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended that the bill do pass:

Amend section 1 by striking out the words "though they had been in strict conformity with law," at the end of the section, and inserting in lieu therefor the words "if said acts, proceedings and resolutions had been fully recorded and said councilmen had been properly sworn and said mayor had legally qualified."

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 134, a bill for an act to relinquish to Axel B. Erickson the undivided one third part of lot eighteen (18), in block three (3), Aiken's first addition to the city of Clinton, Clinton county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 93, a bill for an act to relinquish to Axel B. Erickson the undivided one-third part of lot No. 18, in block No. 3, in Aiken's first addition to the city of Clinton, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 123, a bill for an act to amend chapter 3, section 41 of the code, relating to amendments of the code and statutes, beg leave to report that they have had the same under consideration and have instructed me

to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 154, a bill for an act to establish a rule of evidence in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 3, a bill for an act to amend section 342 of the code, relating to drawing grand and petit jurors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Senator Hopkins, from the committee on Public Libraries, submitted the following report:

MR. PRESIDENT—Your committee on Public Libraries, to whom was referred Senate file No. 218, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and that when so amended the bill do pass:

Amend section 1 by striking out the words "the membership at present being one and the same," in the twelfth line after the word "boards."

Amend section 1 by adding at the end thereof the following: "and possess all the powers thereof."

Amend section 6 by inserting the following: "two thousand (2000)" after the words "sum of," in the second line.

Amend section 6 by inserting the following: "twelve hundred (1200)," after the words "sum of," in the fourth line.

Amend section 6 by inserting the following: "twelve hundred (1200)," at the beginning of the sixth line.

Amend the bill by striking out the seventh section thereof.

Amend section 8 by striking out the figure "8" after the word "sec.," in the first line, and inserting the figure "7" in lieu thereof.

Amend section 6 by striking out the words, "adoption and passage," in the first line, and inserting the words, "taking effect," in lieu thereof.

Amend section 6 by striking out all that part after the word "annum," in the sixth line, to the word "after," in the ninth line.

F. M. HOPKINS,
Chairman

Ordered passed on file.

REPORT OF SPECIAL COMMITTEE.

Senator Lewis, from the committee appointed under the annexed resolution, to invite the Pioneer Lawmakers' association of Iowa, to visit the Senate, submitted the following report:

MR. PRESIDENT—Your committee appointed to invite the Pioneer Lawmakers' association of Iowa to visit the Senate at such time as should be most agreeable to that body, beg leave to report that your committee visited the association and performed the duty with which it was charged, February 14, 1900.

The association does the Senate the honor of accepting its invitation, and will visit it in a body February 15th, at 3 o'clock P. M.

Your committee nominates Senator Mullan to welcome the visitors, and recommends that the senators on the east side of the chamber vacate their seats, retiring to the west, for use of the guests, and that they be invited to seats of senators during their stay, and that the following half hour be given up to the enjoyment of this event, in such manner as shall please the President of this body.

W. R. LEWIS,
WM. B. PERRIN,
L. R. BOLTER,
Committee.

Adopted.

Senator Lewis moved that when the Senate adjourn it be until 2 o'clock this afternoon.

Carried.

The hour having arrived the Senate resumed consideration of Special order No. 1, Senate file No. 140.

The question was on the amendment to the committee amendment offered by Senator Crossley, yesterday.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harri-
man, Hobart, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Penrose, Smith, Tallman, Titus, Wilson, Young
—32.

The nays were:

Senators Allyn, Cheshire, Emmert, Hayward, Hazelton, Hopkins, Hubbard, Mardis, Mullan, Perrin, Porter, Townsend, Trewin, Wallace—14.

Absent or not voting:

Senators Healy, Lewis, Moffit, Nolan—4.

So the amendment was adopted.

So section 1 of the bill as amended was adopted.

Senator Trewin moved that the amendment offered by Senator Healy, yesterday, be referred to the committee on Cities and Towns.

Carried, and so ordered.

On request of Senator Trewin, and by unanimous consent, the words "also by striking out the word 'forty' in the fourth line of said section and inserting in lieu thereof the words 'fifty'" were stricken out of the committee amendment to section 1.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harri-
man, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Mullan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Trewin, Wallace—40.

The nays were:

Senators Blanchard, Bolter, Finch, Lyons, Moffit, Porter, Wilson, Young—8.

Absent or not voting:

Senators Healy and Nolan—2.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The hour having arrived the Senate took up Senate file No. 81, which was made a special order for this time. The question was on the motion of Senator Healy on February 9th, to strike out the enacting clause, which was lost.

Senator Hubbard moved to amend by adding to section 5 the words "and cattle for feeding purposes."

Adopted.

The question was on the amendment as amended to section 5 at the hour of adjournment.

The hour having arrived the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met pursuant to adjournment at 2 o'clock P. M., President Milliman presiding.

The Journal of yesterday was taken up, corrected and approved.

The Senate resumed consideration of Senate file No. 81.

Senator Bishop offered the following amendment to section 5, and moved its adoption:

Add after the word "purposes" the following: "nor milch cows for family use."

The doorkeeper here announced that the Pioneer Lawmakers' association of Iowa were at the door of the Senate, who appeared and occupied seats on the East side of the chamber.

President Milliman delivered the following address of welcome:

Gentlemen of the Pioneer Lawmakers' Association:

For the second time I have the distinguished honor, in behalf of the State, of receiving you as the guests of the Senate.

No privilege bestowed upon me, by virtue of my office, affords me greater pleasure than to look into your faces and bid you welcome, thrice welcome to this hall. When we contemplate the work of you and your compeers; in view of the fact that our fundamental law and many of our statutes are substantially as you framed them, may I not say as we review your labors, we are assured that faithfulness to duty is ever recorded in the history of our time, and we are made glad by the thought that our labors may prove measurably beneficial to the people we serve. Vigorous young Iowa as you knew her has grown into nobility and grandeur far beyond the expectation of any, and to-day she is a mighty influence in the affairs of our nation, because truth, justice, and upbuilding were the aim of our lawmakers, while sister states have almost stood still, and at least one is threatened with anarchy because the purposes of God were not found in their statutes. More eloquent lips than mine have been chosen to give you the welcome we feel, and tell you of our gladness at your coming. Speaking for this Senate I might say, "the glory of young men is their strength and the beauty of old men is their gray hairs." It is fitting that you occupy the east part of the chamber for most of you are indeed looking toward the setting sun.

Let me close with the blessed hope that in the "Sweet By and By" in the "Glad Sometime" each of you and yours will be there and that all of us and ours may be there, to dwell in that realm where all the statutes are the law of love.

The President then announced that Senator Mullan would make the address of welcome on the part of the Senate.

Senator Mullan spoke as follows:

Mr. President, Gentlemen of the Pioneer Lawmakers' association:

In obedience to the wishes of the Senate, I have the honor of extending to you, in behalf of the Senate, a most cordial welcome to this Chamber.

It is not you that is honored by any reception which we can give you, but we, who are most highly honored by your presence with us.

The period of your lives and services to the state cover almost its entire history. You are not only the Pioneer Lawmakers of Iowa, but you are of that strong, hardy, upright, honest and industrious people, who came as pioneers to a new state, and converted that state from an almost unbroken wilderness to a veritable garden, within the limit of a single lifetime.

As we look backward and realize what has been done within that period, it seems almost a miracle. Travel could only be accomplished over unfrequented, and at times almost impassable roads; streams were unspanned by bridges, and crossing the same was at all times difficult, and many times dangerous; and stretching as far as the eye could reach lay the virgin prairies soil of Iowa, untouched and unawakened by the plow of the husbandman.

Within the period of your lives what wonderful changes have taken place; to-day nine thousand miles of railway stretch in all directions over our state, and the journey of a week, when you entered its borders is now accomplished in half a day. The rank prairie grass—the home of the wild

fowl—has disappeared, and fields of golden grain and red-topped clover in its place bear witness to the richness of the soil and the prosperity of the farmer. Cities, towns and villages everywhere break and beautify the landscape, and from a population of one million, three hundred and fifty thousand, twenty-five years ago, we are now approaching the three million point.

Thirteen thousand school houses, within which more than seven hundred thousand pupils are fitting for the duties of citizenship which will soon devolve upon them, stand as evidence of our intelligence, and a thousand newspapers carried by every mail in the state, are disseminating practical knowledge in every household.

It is not fulsome flattery, nor too much to say here to-day, that this great progress of the state, and the high position which it now holds among the states of the nation, is largely due to your wisdom as pioneer lawmakers. It was you who erected the framework of our state government, and laid the foundation stones of wise legislation. To you we owe the existence of the very dome underneath which we are gathered to-day. Twenty-eight years ago the corner stone of this magnificent building, was through your far-seeing wisdom, laid in the foundation; upon that foundation was reared a structure which to-day stands as a model of beauty, and monument to the integrity of its builders.

Since you last gathered in these legislative halls our country has entered upon a new era. For the first time in more than fifty years we have been engaged in a foreign war. The bravery of our soldiers and sailors in that war has commanded the admiration of the world. El Caney, Manila bay and Santiago are now stars emblazoned upon the scroll of our history, as are Yorktown, New Orleans and Buena Vista. Our flag has been carried across the sea and raised over the Indies of the east, and the Indies of the west, not as the flag of a conquering nation over a defeated enemy, but as an emblem of enlightened liberty, good government and the highest type of civilization. And is there a man so dead to the future greatness of our country that he shall demand that the old stars and stripes raised in honor shall be lowered in dishonor? The sons of the veterans who wore the blue, and the sons of the veterans who wore the gray have marched side by side in the battle line, with the single purpose of maintaining the honor of that flag at home and abroad.

The breach between the north and south, and the wounds left by the civil war, have been forever healed, and we are to-day in thought, and hope, from the Atlantic on the east to the Pacific on the west, and from the Lake of the Woods on the north to the Rio Grande on the south, a nation, one and undivided.

In the great work accomplished, Iowa has borne her full share, and the spirit of patriotism evinced by you during the dark days of the civil war has again been exemplified by the men of a new generation.

Your work as legislators stand as a lighthouse, to guide us on the road of wise legislation, and, when any doubt arises as to the wisdom or justice of a proposed measure, we instinctively turn back to the pages of history which you have made, to learn with what favor or disfavor you regarded

the measure; and if we can leave the impress of wisdom upon the statutes which we enact, as you have left it upon those enacted by you, so that our successors shall turn to our work as we now turn to yours for guidance, we can ask no more.

Again, in behalf of the President and members of the Senate of the Twenty-eighth General Assembly, I extend to you a most cordial welcome.

Governor Dungan, who was chosen as the representative of the Pioneer Lawmakers' association of Iowa, announced that the association had chosen Senator Bolter to make the response to the speech of Senator Mullan.

Senator Bolter delivered an eloquent address on behalf of the Pioneer Lawmakers' association of Iowa, of which he is a member.

Governor Dungan announced that they had brought youth and beauty also with them, and that they would favor the Senate with a song. The West Des Moines High School Glee club then appeared and delivered a fine selection.

Governor Dungan here announced that the time had arrived for them to appear at the hall of the Representatives, and they proceeded to the House chamber.

Senator Mullan moved that when the Senate adjourn it be until 2 o'clock to-morrow afternoon.

Senator Ball moved to amend, that when the Senate adjourn at 12 o'clock to-morrow, it be until 2 o'clock to-morrow afternoon.

The amendment prevailed.

The motion as amended prevailed.

REPORT OF COMMITTEE.

Senator McArthur, from the committee on Penitentiaries and Pardons, submitted the following report:

MR. PRESIDENT—Your committee on Penitentiaries and Pardons, to whom was referred Joint resolution No. 5, recommending the pardon of Thomas Kelley, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

WM. C. MCARTHUR,
Chairman.

Adopted.

Senator McArthur moved that the rule be suspended, and that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

On the question, Shall the joint resolution pass?

The yeas were:

Senators Alexander, Albersor, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were:

None.

Absent or not voting:

Senators Harriman, Hayward, Healy, Penrose, Tallman—5.

So the joint resolution having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Bolter moved that the Senate do now adjourn.

Lost.

The Senate here resumed consideration of Senate file No. 81.

The question being on the amendment offered by Senator Bishop, a roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Arthaud, Bishop, Bolter, Brighton, Crossley, Eaton, Finch, Garst, Gorrell, Hobart, Hubbard, Lambert, Lister, Mardis, Nolan, Trewin, Wilson, Young—18.

The nays were:

Senators Alexander, Allyn, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Emmert, Fitchpatrick, Griswold,

Harriman, Hayward, Hazelton, Hopkins, Junkin, Lewis, Lyons, McArthur, McIntire, Moffit, Mullan, Perrin, Smith, Titus, Townsend, Wallace—27.

Absent or not voting:

Senators Alberson, Healy, Porter, Penrose, Tallman—5.

So the amendment was lost.

Senator Young offered the following amendment and moved its adoption:

Insert between the words "feeding purposes" the words, or "breeding."

Lost.

Senator Griswold moved the previous question on section 5, as amended.

Carried.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Eaton, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Titus, Townsend, Wallace—39.

The nays were:

Senators Alberson, Crossley, Lewis, Trewin, Wilson, Young—6.

Absent or not voting:

Senators Garst, Gorrell, Healy, Penrose, Tallman—5.

So the amendment was adopted.

Senator Harriman offered the following amendment to section 6 and moved its adoption:

I move to amend Senate file No. 81 by inserting as section 6 the following, to wit:

Section 6. The provisions of this act shall not apply to the importation of cattle into this state for exhibition at any fair held therein, and that section 6 of the bill be stricken out.

Adopted.

Senator Cheshire offered the following amendment and moved its adoption:

I move to amend section 2 of the bill by striking out the word "owner," wherever it appears therein, and inserting in lieu thereof the word "state."

Also, to amend the same section by striking out the words "such expense shall be a lien upon the cattle," at the end thereof.

Adopted.

Senator Bolter offered the following amendment and moved its adoption:

Amend by adding to the last section of the bill the following: "That nothing herein shall be construed to apply to healthy cattle brought into this state for sale from other states or territories of the United States."

Senator Moffit moved that the amendment be laid on the table.

A roll call was demanded.

On the question, Shall the amendment be laid on the table?

The yeas mere:

Senators Alexander, Alberson, Allyn, Bishop, Blanchard, Bolter, Brighton, Crossley, Eaton, Garst, Gorrell, Harriman, Hayward, Hobart, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Nolan, Porter, Trewin, Wallace, Wilson Young—26.

The nays were:

Senators Arthaud, Bachman, Ball, Cheshire, Classen, Craig, Emmert, Fitchpatrick, Griswold, Hazelton, Hopkins, Hubbard, Junkin, McArthur, McIntire, Mullan, Perrin, Smith, Titus, Townsend—20.

Absent or not voting:

Senators Finch, Healy, Penrose, Tallman—4.

So the motion to lay on the table prevailed.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the House was asked:

Joint resolution relative to the pardon of Thomas Kelly.

S. M. CART,
Chief Clerk.

Senator Blanchard moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, February 16, 1900. }

Senate met in regular session at 10 o'clock A. M., President *pro tem* Harriman presiding.

Prayer was offered by Rev. F. Hey Lemon, of Lake City, Iowa.

PETITIONS AND MEMORIALS.

Senator Moffit presented petition of citizens of Jones and Cedar counties, Iowa, in favor of a reformatory for women.

Referred to committee on Charitable Institutions.

Senator Crossley presented petition of Prof. A. G. Smith, of Dexter Normal school, against the establishment of additional normal schools.

Referred to committee on Educational Institutions.

Senator Crossley presented petition of N. S. Howell and other citizens of Madison county, Iowa, in relation to striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Porter presented petition of citizens of West Grove, Iowa, relating to the soliciting of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Harriman presented petition of county officers and others of Franklin county, Iowa, protesting against the passage of House file No. 99.

Referred to committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Porter, Senate file No. 236, a bill for an act to provide for the surveying and mapping of coal mines before their abandonment and for the recording of the same.

Read first and second time and referred to Committee on Mines and Mining.

By Senator Hopkins, Senate file No. 237, a bill for an act to pay sundry person named in this bill for material and labor furnished by them in the erection of the medical hospital of the Iowa State university erected in 1897.

Read first and second time and referred to committee on Claims.

By Senator Alexander, Senate file No. 238, a bill for an act to amend section 2985 of the code, relating to the descent of homesteads and subjecting the shares of heirs to the debts of the parents.

Read first and second time and referred to committee on Judiciary.

By Senator Tallman, Senate file No. 239, a bill for an act to amend section 770 of the code, in relation to the powers of cities to require railroad companies to construct viaducts across their track along streets.

Read first and second time and referred to committee on Cities and Towns.

By Senator Trewin, Senate file No. 240, a bill for an act to establish libraries for the use of teachers, pupils, and other residents in all school districts.

Read first and second time and referred to committee on Schools.

By Senator Hazelton, Senate file No. 241, a bill for an act to amend section 254 of the code, relating to compensation of shorthand reporters.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Bachman, by request, Senate file No. 242, a bill for an act to amend section 3124 and 3125 of the code, in relation to warehouse certificates, and the regulating of the issuance of the same.

Read first and second time and referred to committee on Judiciary.

By Senator Bachman, Senate file No. 243, a bill for an act to amend sections 1611, 1612 and 1637 of the code, in relation to corporations for pecuniary profit, and grain or elevator warehouse certificates.

Read first and second time and referred to committee on Judiciary.

By Senator Titus, Senate file No. 244, a bill for an act to amend section 2551 of the code, relating to the protection of game.

Read first and second time and referred to committee on Fish and Game.

By Senator Titus, Senate file No. 245, a bill for an act to encourage the manufacture of sugar in the state of Iowa by making certain exemptions in taxes.

Read first and second time and referred to committee on Manufactures.

HOUSE MESSAGE CONSIDERED.

Joint resolution relative to the pardon of Thomas Kelly.

Passed on file.

By unanimous consent, on request of Senator Alexander, Senate file No. 222, was withdrawn from the committee on Building and Loans and referred to the committee on Ways and Means.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 149, a bill for an act to amend section 4764 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time by title:

SUBSTITUTE FOR SENATE FILE NO. 149.

A bill for an act to repeal section four thousand, seven hundred and sixty-four (4764) of the code, relating to the crime of desertion after seduction and marriage, and to enact a substitute therefor.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section four thousand, seven hundred and sixty-four (4764) of the code, be and the same is hereby repealed and the following enacted in lieu thereof:

If any person marry a woman for the purpose of escaping prosecution for seduction and shall, within five years thereafter, desert her without good cause, he shall be imprisoned in the penitentiary not more than five years, or be fined not exceeding one thousand dollars and imprisoned in the county jail not exceeding one year.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Penrose, substitute for Senate file No. 72, a bill for an act making an appropriation for the purchase of 30,000 railroad commissioners' official maps, to be distributed by the members of the general assembly and railroad commissioners, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Penrose moved the adoption of the substitute.

Carried.

Senator Penrose moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—46.

The nays were:

None.

Absent or not voting:

Senators Bolter, Healy, Hobart, Nolan—4.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Lambert, House file No. 101, a bill for an act to authorize the auditor of state to issue a warrant for \$275 to Mrs. Mary E. McCully, widow of Hon. H. H. McCully, deceased, representative from Marion county in the Twenty-seventh General Assembly, for the balance due him as member thereof, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Lambert moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—46.

The nays were:

None.

Absent or not voting:

Senators Alexander, Healy, McArthur, Nolan—4.

So the bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House.

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 31, a bill for an act to amend section 2849 of the code, in regard to the rate of interest on the permanent school fund loaned by the county auditors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 88, a bill for an act to amend section 4807 of the code, relating to malicious mischief and trespass.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 133, a bill for an act providing for the regulation, limitation and control of the flow of water from artesian wells, and fixing the penalty and liabilities for violation of the same.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 22, a bill for an act to amend section 2490 of the code, relating to mines and mining.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 726, a bill for an act to amend section 3105 of the code, relating to liens on coal mines.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Substitute for Senate file No. 43, a bill for an act to amend section 2576 and section 2582 of the code, relating to the examination of persons beginning the practice of medicine.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 128, a bill for an act to amend section 1222 of the code, relating to appeals in certain cases.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 29, a bill for an act to amend section 1563 of the code, relating to the Russian thistle.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Hubbard, substitute for House file No. 39, a bill for an act relating to water works, and to amend chapter 5, title 5 of the code, relating to the purchase and construction of water works, as amended by chapter 23 of the laws of the Twenty-seventh General Assembly, with report of committee recommending a substitute was taken up, considered, and the report of the committee adopted.

Senator Hubbard moved the adoption of the substitute.

Adopted.

The substitute was read for information.

Senator Hubbard moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wilson—44.

The nays were:

None.

Absent or not voting:

Senators Eaton, Healy, Lambert, Penrose, Wallace, Young—6.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Hubbard, Senate file No. 49, a bill for an act relating to water works, and amending chapter 5, title 5 of the code, relating to the purchase and construction of water works, as amended by chapter 28 of the laws of the Twenty-seventh General Assembly was indefinitely postponed.

On motion of Senator Cheshire, Senate file No. 173, a bill for an act to amend section 704 of the code, relating to the general powers of cities and towns, with the report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—49.

The nays were:

None.

Absent or not voting:

Senator Healy—1.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Wallace moved that Senate file No. 52, be referred back to the committee and its place on the Calendar retained.

Carried.

On motion of Senator Lewis, substitute for House file No. 3, a bill for an act to amend section 2743 of the code, relating to school districts, with House amendments, was taken up and considered.

Senator Lewis moved that the Senate concur in the House amendment as follows: Amend by inserting after the word "bequest," in the third line of said section 740, the following words, "and to administer the same through their proper officers in pursuance of the terms of the gift or bequest."

On the question, Shall the Senate concur in the House amendments, and shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace—44.

The nays were:

None.

Absent or not voting:

Senators Emmert, Healy, Lambert, Nolan, Wilson, Young—6.

So the Senate concurred in the House amendment, and the bill passed the Senate.

On motion of Senator Arthaud, House file No. 58, a bill for an act to amend section 2992 of chapter 9, title 144 of the code of Iowa, relating to landlord and tenant, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Bolter moved that House file No. 58, be referred to the committee on Judiciary.

Senator Junkin took the chair at 11 o'clock.

President Milliman resumed the chair at 11:48 o'clock.

House file No. 58 was under consideration at the hour of adjournment.

Senator Garst asked leave of absence for Senator Crossley, which was granted.

The hour of adjournment having arrived the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met pursuant to adjournment, President Milliman presiding.

Senator Garst asked leave of absence for Senator Crossley, which was granted

The Senate resumed consideration of the motion of Senator Bolter to refer House file No. 58 to the committee on Judiciary, by unanimous consent.

Senator Bolter withdrew his motion to refer to the committee on Judiciary.

Senator Arthaud moved that House file No. 58 be recommitted to the committee on Agriculture.

Carried.

By unanimous consent, Senator Titus offered the following amendment and asked that it be referred to the committee on Agriculture, together with House file No. 58.

MR. PRESIDENT—I move to amend the substitute for the bill by striking out the words "and is no longer a lien," in the twentieth line of the substitute, and by striking out the words "on said grain as against third persons," in the twenty-first line of said substitute.

Senator Allyn offered the following resolution and moved its adoption.

WHEREAS, No Senate Journals and bills have been provided for Journal and bill files since February 7th.

Resolved, By the Senate, That the State printer be requested and required to furnish corrected Journals and printed bills up to date as nearly as possible, that the business of the Senate may not be delayed.

Adopted.

Senator Ball offered the following resolution and moved its adoption.

Resolved, That when the Senate adjourn on Wednesday, February 21st, that such adjournment be until Friday, February 23d, at 10 o'clock A. M.

Adopted.

BILLS ON THIRD READING.

On motion of Senator Lambert, House file No. 48, a bill for an act to amend section 2401 of the code, relative to conducting business under permits, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Lambert moved the adoption of the following committee amendments:

That the word "also" in the third line be stricken out and that "a" be made a capital.

Adopted.

Senator Lambert moved that the rule be suspended, and the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Young—35.

The nays were:

Senator Arthaud—1.

Absent or not voting:

Senators Alberson, Craig, Crossley, Eaton, Emmert, Harri-man, Healy, McArthur, McIntire, Mullan, Penrose, Townsend, Wallace, Wilson—14.

So the bill, having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senate file No. 132, a bill for an act to include the deaf and dumb alphabet in text-books of public schools, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Senator Hazelton, Senate file No. 107, a bill for an act authorizing cities of the first class to levy a tax for the purpose of organizing and maintaining paid fire departments, amendatory to title 5, chapter 11 of the code, relating to taxation, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Hazelton moved the adoption of the following committee amendment:

That section 1 be amended by striking out the word "five," in the second line, and inserting in lieu thereof the word "three."

Adopted.

Senator Blanchard offered the following amendment and moved its adoption:

I move to amend the bill by inserting after the words "cities of the first class," the following: "Cities under special charters and cities of the second class."

Senator Hazelton moved that the further consideration of Senate file No. 107, be deferred until Tuesday next at 10:30 o'clock, and be made a special order for that time.

Carried.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following committee substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 73, a bill for an act to amend section 371 of the code, relating to the duties and liabilities of the clerk of the district court.

S. M. CART,
Chief Clerk.

Senator Perrin sent to the desk the following communication:

Thomas Kelly died this morning, at 7 o'clock.

DUNGAN.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills, respectfully report that they have examined, and find correctly enrolled, Joint resolution No. 5, authorizing and recommending the pardon or parole of Thomas Kelly.

F. L. ARTHAUD,
Chairman.

Ordered passed on file:

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint resolution No. 5, authorizing and recommending the pardon or parole of Thomas Kelly.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

The Journal of yesterday was taken up, corrected and approved.

On motion of Senator Mullan, Senate file No. 80, a bill for an act to amend section 1178 of the code, relating to the election of presidential electors, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Mullan moved the adoption of the substitute.

Adopted.

By unanimous consent, Senator Ball moved that the word "state" be stricken out of the bill, and the words "congressional district," be inserted in lieu thereof.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Ball, Bishop, Bolter, Emmert, Gorrell, Lyons, Nolan, Townsend, Wilson, Young—10.

The nays were:

Senators Allyn, Arthaud, Bachman, Blanchard, Brighton, Cheshire, Classen, Craig, Eaton, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Perrin, Smith, Titus, Trewin, Wallace—31.

Absent or not voting:

Senators Alexander, Alberson, Crossley, Harriman, Healy, McIntire, Penrose, Porter, Tallman—9.

So the amendment was lost.

Senator Mullan moved that the rule be suspended and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Blanchard, Brighton, Cheshire, Classen, Craig, Eaton, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Perrin, Smith, Titus, Trewin, Wallace, Young—32.

The nays were:

Senators Ball, Bishop, Bolter, Emmert, Gorrell, Lyons, Nolan, Townsend, Wilson—9.

Absent or not voting:

Senators Alexander, Alberson, Crossley, Harriman, Healy, McIntire, Penrose, Porter, Tallman—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

INTRODUCTION OF BILLS.

By Senator Hobart, by request, Senate file No. 246, a bill for an act to amend section 1709 of the code, relating to insurance.

Read first and second time and referred to committee on Insurance.

By Senator Hobart, by request, Senate file No. 247, a bill for an act to amend section 1721 of the code, relating to insurance.

Read first and second time and referred to committee on Insurance.

On motion of Senator Hayward, substitute for Senate file No. 8, a bill for an act to add to and amend chapter 10 of the code, in relation to savings banks, with the report of committee recommending a substitute was taken up, considered, and the report of the committee adopted.

Senator Ball offered the following amendment and moved its adoption:

I move to amend the substitute by striking out all that part of section 1 commencing with the word "the," in the tenth line, and ending with the word "otherwise," at the end of said section.

Lost.

Senator Hayward moved the adoption of the substitute.

Adopted.

Senator Hayward moved that the rule be suspended and the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Craig, Eaton, Emmert, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lewis, Mardis, Moffit, Mullan, Perrin, Smith, Tallman, Titus, Townsend, Wallace Wilson—31.

The nays were:

Senators Lister and Young—2.

Absent or not voting:

Senators Alexander, Alberson, Brighton, Classen, Crossley, Garst, Gorrell, Harriman, Healy, Lambert, Lyons, McArthur, McIntire, Nolan, Penrose, Porter, Trewin, Wilson—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Mardis moved that the Senate take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Substitute for Senate file No. 73, a bill for an act to amend section 371 of the code, relating to the duties and liabilities of the clerk of the district court.

Passed on file.

House file No. 29, a bill for an act to amend section 1563 of the code, relating to the Russian thistle.

Read first and second time and referred to committee on Agriculture.

Senate file No. 128, a bill for an act to amend section 1222 of the code, relating to appeals in certain cases.

Passed on file.

House file No. 31, a bill for an act to amend section 2849 of the code, in regard to the rate of interest on the permanent school fund loaned by the county auditors.

Read first and second time and referred to committee on Ways and Means.

Substitute for Senate file No. 43, a bill for an act to amend sections 2576 and 2582 of the code, relating to the examination of persons beginning the practice of medicine.

Passed on file.

Senate file No. 88, a bill for an act to amend section 4807 of the code, relating to malicious mischief and trespass.

Passed on file.

House file No. 133, a bill for an act providing for the regulation, limitation and control of the flow of water from artesian wells, and fixing the penalty and liabilities for violation of the same.

Read first and second time and referred to committee on Agriculture.

House file No. 22, a bill for an act to amend section 2490 of the code, relating to mines and mining.

Read first and second time and referred to committee on Mines and Mining.

House file No. 126, a bill for an act to amend section 3105 of the code, relating to liens of coal mines.

Read first and second time and referred to committee on Mines and Mining.

Senator Allyn moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Saturday, February 17, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Frederick G. Davies, of Ottumwa, Iowa.

On request of Senator McIntire, leave of absence was granted Senator Lambert.

On request of Senator McIntire, leave of absence was granted Senator Lyons.

On request of Senator McIntire, leave of absence was granted Senator Alberson.

On request of Senator Tallman, indefinite leave of absence was granted Senator Trewin.

On request of Senator Townsend, leave of absence was granted Senator Emmert.

On request of Senator Townsend, leave of absence was granted Senator Hazelton.

On request of Senator Young, leave of absence was granted Senator Fitchpatrick.

On request of Senator Lister, leave of absence was granted Senator Gorrell.

On request of Senator Classen, leave of absence was granted Senator Wallace.

On request of Senator Porter, leave of absence was granted Senator Wilson until Tuesday.

On request of Senator Griswold, leave of absence was granted Senator Harriman.

On request of Senator Griswold, indefinite leave of absence was granted Senator Alexander.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Substitute for House file No. 55, a bill for an act to amend section 2564 of the code, in relation to public health districts.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 124, a bill for an act to require mine foremen, pit bosses and hoisting engineers to submit to examinations and hold certificates thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 114, a bill for an act to legalize the levy and collection of a library tax, levied on the taxable property of the city of Council Bluffs, for the years 1898 and 1899.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 42, a bill for an act to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

S. M. CART,
Chief Clerk.

The President announced that he had signed in the presence of the Senate, Joint resolution No. 5.

PETITIONS AND MEMORIALS.

Senator Classen presented petition of citizens of Marshalltown, Iowa, relative to the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Garst presented petition of citizens of Sac county, Iowa, relative to the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Bachman presented petition of citizens of Milford, Iowa, in favor of a law prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Crossley presented petition of citizens of Madison, Iowa, in behalf of House file No. 139, relative to railway crossings.

Referred to committee on Railways.

Senator Mardis presented petition of citizens of Seymour, Wayne county, Iowa, in favor of a law prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Townsend presented petition of Miss Lucia B. Griffin and others of Albia, Iowa, relating to equal suffrage.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Young presented petition of Daughters of the American Revolution of Keokuk, relative to the erection of a monument at Chickamauga park.

Referred to committee on Military.

Senator Allyn presented petition of Ringgold county bar, asking the passage of Senate file No. 161, which provides a penalty for practicing law without having been admitted to the courts of this state.

Referred to committee on Judiciary.

Senator McIntire moved that Senate file No. 54, and House file No. 54, and substitute for both bills be recalled from the House.

Carried.

INTRODUCTION OF BILLS.

By Senator Townsend, Senate file No. 248, a bill for an act to repeal sections 2720, 2721 and 2722 of the code, relating

to the Industrial Home for the Blind, and the enactment of a substitute for section 2721, relating to the government and control of said institution.

Read first and second time and referred to committee on Charitable Institutions.

By Senator Bishop, Senate file No. 249, a bill for an act to amend section 2742 of the code, relative to the compensation of county superintendents.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Arthaud, Senate file No. 250, a bill for an act to create a state normal department.

Read first and second time and referred to committee on Educational Institutions.

By Senator Lewis, Senate file No. 251, a bill for an act to amend section 471 of the code, relative to payment of per diem of county superintendents.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Hobart, Senate file No. 252, a bill for an act to amend section 2320 of the code, relating to the punishment for the unlawful release of animals under restraint.

Read first and second time and referred to committee on Judiciary.

HOUSE MESSAGES CONSIDERED.

Substitute for House file No. 55, a bill for an act to amend section 2564 of the code, in relation to public health districts.

Read first and second time and referred to committee on Public Health.

House file No. 124, a bill for an act to require mine foremen, pit bosses and hoisting engineers to submit to examinations and hold certificates thereof.

Read first and second time and referred to committee on Mines and Mining.

Senate file No. 114, a bill for an act to legalize the levy and collection of a library tax levied on the taxable property of the city of Council Bluffs, for the years 1898 and 1899.

Passed on file.

House file No. 42, a bill for an act to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

Read first and second time and referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 203, a bill for an act repealing section twenty-six hundred and thirty (2630) of the code, in relation to issuing state certificates, primary teachers' certificates and diplomas, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the amended substitute therefor be adopted, and that when so adopted it do pass.

W. R. LEWIS,
Chairman.

The following substitute was read first and second time.

SUBSTITUTE FOR SENATE FILE NO. 203.

A bill for an act to amend section twenty-six hundred and thirty (2630) of the code, relative to issuing state certificates, special certificates and diplomas.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-six hundred and thirty (2630) of the code, be and the same is hereby amended by inserting after the word "school," in the second line thereof, the words "or higher institution of learning," and by inserting after the word "teacher," in the tenth line, the words "teacher of music, drawing, penmanship or other special branches;" also, by striking out all of the thirteenth line after the word "work," and inserting in lieu thereof the following: "The certificate issued to a primary teacher shall be known as a primary teacher's certificate, and that issued to a teacher of music, drawing, penmanship or other special branch shall be known as a special certificate."

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 178, a bill for an act to amend sections twenty-six hundred and twenty-two (2622) and twenty-six hundred and twenty-seven (2627) of the code, in relation to the duties and expenses of the superintendent of public instruction, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate

with the recommendation that the amended substitute therefor be adopted, and that when so adopted it do pass.

W. R. LEWIS,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 178.

A bill for an act to amend sections twenty-six hundred and twenty-two (2622) and twenty-six hundred and twenty-seven (2627) of the code, relative to the duties and expenses of the superintendent of public instruction.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-six hundred and twenty-two (2622) of the code be and is hereby amended by adding thereto the following:

He shall have power to collect, publish and distribute statistical and other information relative to public schools and education in general; to make tours of inspection among the common schools and other institutions of learning in the state, and may deliver addresses upon subjects relative to education; to prepare, publish and distribute blank forms for all returns he may deem necessary, or that may be required by law, of teachers, or school officers; to publish and distribute annually leaflets and circulars relative to Arbor Day, Memorial Day, and other days considered by him worthy of special observance in public schools; to prepare questions for the use of county superintendents in the examination of applicants for county certificates to teach in all common and high schools; to prescribe the qualifications and the mode of examining and licensing teachers; and to prepare, publish and distribute among teachers and school officers, courses of study for use in the rural and high schools of the state. When any county superintendent fails to make any report as required of him by law, the superintendent of public instruction may appoint some suitable person to perform such duties and fix reasonable compensation therefor, which shall be paid by the delinquent county superintendent.

Sec. 2. That section twenty-six hundred and twenty-seven (2627) of the code, be and is hereby amended by striking out of line five thereof the words "two hundred fifty," and inserting the words "five hundred" in lieu thereof.

Ordered passed on file.

Senator Perrin, from the committee on Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your committee on Suppression of Intemperance, to whom was referred Senate file No. 199, a bill for an act to amend section twenty-four hundred and forty-eight (2448) and section twenty-four hundred and fifty-one (2451) of the code, and additional to and amendatory of chapter (6) of title (12) of the code, relating to the sale of intoxicating liquors, and to prescribe the duties of the attorney-general in certain cases, beg leave to report that they have had the same under consideration and have instructed

me to report the same back to the Senate with the recommendation that the same do pass.

W. B. PERRIN,
Chairman.

Ordered passed on file.

Senator Moffit, from the committee on Military, submitted the following report:

MR. PRESIDENT—Your committee on Military, to whom was referred Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the Judiciary committee.

JOHN T. MOFFIT,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Military, to whom was referred Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in the siege of Vicksburg, and to make an appropriation to pay the necessary traveling expenses of the members of the committee, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

JOHN T. MOFFIT,
Chairman.

Ordered passed on file.

Senator Craig, from the committee on Insurance, submitted the following report:

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 85, a bill for an act to amend section 1759 of the code, relating to insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

GEO. M. CRAIG,
Chairman.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Nolan, Senate file No. 127, a bill for an act authorizing the appointment of interpreters for deaf litigants in court, and in cases of insanity among deaf persons, with report of committee recommending it be indefinitely postponed, was taken up and the report of the committee adopted.

Senator Craig moved that 200 extra copies of Senate file No. 181 and of Senate file No. 5 be ordered printed.

Carried.

On motion of Senator Moffit, Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in the siege of Vicksburg, and make an appropriation to pay the necessary traveling expenses of the members of the commission, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Moffit moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Garst, Griswold, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Young—35.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Bolter, Emmert, Fitchpatrick, Gorrell, Hayward, Hazelton, Healy, Lambert, Lyons, Trewin, Wallace, Wilson—14.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House herewith returns the following bill requested by the Senate:

Substitute for Senate file No. 54, and House file No. 54, a bill for an act to amend section 732 of the code, relating to the levying of taxes for library purposes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House desires to recall House file No. 42, a bill for an act to levy a tax to provide for the erection of necessary buildings for the Iowa State College of Agriculture and the Mechanic Arts.

S. M. CART,
Chief Clerk.

On motion of Senator Penrose, Senate file No. 83, a bill for an act to amend section 779 of the code, relating to the collection of taxes, with House amendments was taken up and considered.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Garst, Griswold, Hayward, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Young—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Bolter, Emmert, Fitchpatrick, Gorrell, Harriman, Hazelton, Healy, Lambert, Lyons, Trewin, Wallace Wilson—14.

So the bill having received a constitutional majority was declared to have passed the Senate, and the title agreed to.

Senator Junkin moved that the Senate take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Substitute for Senate and House files Nos. 54, a bill for an act to amend section 732 of the code, relating to the levying of taxes for library purposes, returned from the House by request.

Passed on file.

House recalls House file No. 42, a bill for an act to levy a tax to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

Ordered recalled.

Senator Garst moved that the rule be suspended requiring the filing of a motion to reconsider on the same or next succeeding legislative day, relative to Senate file No. 54 and House file No. 54, and substitute for both bills.

Carried.

Senator McIntire moved to reconsider the vote by which substitute for Senate file No. 54 and House file No. 54 passed the Senate.

Carried.

Senator McIntire moved to reconsider the vote by which substitute for Senate file No. 54 and House file No. 54 passed to a third reading.

Carried.

Senator Ball moved to reconsider the vote by which the substitute for Senate file No. 54 and House file No 54. was adopted.

Carried.

Senator Ball moved to recommit Senate file No. 54 and House file No. 54 to the committee on Cities and Towns.

Carried, and so ordered.

The Journal of yesterday was taken up, corrected and approved.

Senator Young moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, February 19, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. W. V. Whitten of Chariton, Iowa.

On request of Senator Hubbard, leave of absence was granted Senator Mardis.

On request of Senator Hubbard, leave of absence was granted Senator Healy.

On request of Senator Garst, leave of absence was granted Senator McIntire.

On request of Senator Emmert, leave of absence was granted Senator Lyons.

On request of Senator Alberson, leave of absence was granted Senator Lambert.

PETITIONS AND MEMORIALS.

Senator Bishop presented petition of barbers and citizens of Strawberry Point, Iowa, asking the passage of the barbers' bill, known as House file No. 50.

Referred to committee on Public Health.

Senator Bishop presented petition of citizens of Clayton county, Iowa, relative to compulsory education.

Referred to committee on Schools.

Senator Lister presented petition of citizens of Orange City, Iowa, in relation to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of citizens of Jones county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Perrin presented petition of Mrs. S. S. Waterbury and fifteen other women of Nashua, Chickasaw county, Iowa, asking for passage of compulsory education bill.

Referred to committee on Schools.

Senator Hubbard presented petition of citizens of Sioux City, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Hayward presented the following which was read and ordered printed in the Journal:

Resolutions adopted by the Scott County Farmers' institute:

Resolved, That we, the farmers of Scott county, are in favor of free rural mail delivery, and call on the postal service for its extension, wherever practicable at a reasonable expenditure.

Resolved, That we highly commend the administration of the department of agriculture, especially the work done by the experimental stations, and we congratulate the farmers in having the right man in the right place, as the head of the department, in the person of Secretary Wilson.

Resolved, That we commend the work done by the College of Agriculture and Mechanic Arts, and ask of our legislators that they deal liberally with it to the end that an education may be provided for the farmers that may graduate and fully, equip them for this work, as is done for the other professions. In short, to round them out as complete men and women.

Resolved, That now the time has come in the state of Iowa, that a higher system of education should be provided for the people of rural districts, therefor, we recommend the establishment of township high schools wherever practicable.

Resolved, That we commend the method practiced by this county in applying the mulct tax to the permanent improvement of the roads, and recommend such legislation as may make such application, that practically all of said tax be under the control of the board of supervisors of each county, that the work may be continuous.

Resolved, That we believe that all tax from dogs should be devoted to remuneration for stock destroyed by dogs.

INTRODUCTION OF BILLS.

By Senator Griswold, Senate file No. 253, a bill for an act to amend section five thousand, six hundred and eighty-five (5685) of the code, relative to gate receipts at state penitentiaries.

Read first and second time and referred to committee on Penitentiaries and Pardons.

By Senator Mullan, Senate file No. 254, a bill for an act to amend section 799 of the code, relating to street improvements and special assessments.

Read first and second time and referred to committee on Cities and Towns.

By Senator Mullan, Senate file No. 255, a bill for an act to amend sections 216 and 224 of the code, relating to the duties of the supreme court reporter and his compensation.

Read first and second time and referred to committee on Judiciary.

John E. Rowen, Jr., appeared before the bar of the Senate and was duly sworn in by the Secretary as clerk of the committee on Highways, being substituted for J. A. Boyn, formerly clerk of said committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 43, a bill for an act to amend section 2582 of the code, relating to the admission to practice of students of the Medical departments of the State university.

Senate file No. 73, a bill for an act to amend section 371 of the code, relating to duties of clerk of the district court in relation to funds, moneys, or securities deposited with the clerk by administrators, trustees, etc.

Senate file No. 128, a bill for an act to amend section twelve hundred and twenty-two (1222), relating to appeals in certain cases.

Senate file No. 40, a bill for an act to amend section 720 of the code, relating to gas works and electric light plants.

Senate file No. 88, a bill for an act to amend section forty-eight hundred and seven (4807) of the code, relating to highways, bridges, telegraph lines, etc.

Senate file No. 11, a bill for an act to amend chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa the title to certain lots and streets.

Senate file No. 163, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Young, substitute for Senate file No. 117, a bill for an act to repeal section forty-nine hundred and forty-six (4946) of the code, in relation to the distribution of bodies to medical colleges and schools for medical and scientific studies, and to enact a substitute therefor, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Titus offered the following amendment and moved its adoption.

I move to amend substitute for Senate file No. 117 by striking out the word "herein," in the last line of section 3 of the substitute and adding at the end of said line the words "in section forty-nine hundred and forty-five."

Lost.

Senator Arthaud offered the following amendment and moved its adoption:

I move that the words "friends or" be inserted between the words "the" and "relative" in the fourth line of section 2.

Adopted.

Senator Tallman offered the following amendment and moved its adoption:

I move to amend the substitute for Senate file No. 117, by inserting after the word "any," in the third line of section 2, the words "physician, surgeon or medical students."

Senator Emmert moved that Senate file No. 117 be recommitted.

Carried.

Senator Young moved that Senate file No. 117 retain its place on the Calendar.

Carried.

On motion of Senator Alberson, Senate file No. 56, a bill for an act to amend section 1417 of the code, relating to the refunding of taxes, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

The Journal of Saturday was taken up, corrected and approved.

Senator Craig moved that the Senate now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, February 20, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. R. A. Quinn of Inwood, Iowa.

PETITIONS AND MEMORIALS.

Senator Bishop presented petition of F. C. Fette, president, and Esther Chapin, secretary of Christian Endeavor society of McGregor, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Perrin presented petition of Epworth league of New Hampton, Iowa, in reference to the sale of intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Nolan presented petition of A. M. McIntosh, of Epworth, Iowa, and other citizens of Dubuque county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Nolan presented petition of citizens of Dubuque, Iowa, in favor of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Nolan presented petition of Rev. Geo. W. Herr, chairman, and M. J. Knippel, secretary St. Francis' congregation, of Dyersville, Iowa, protesting against compulsory education.

Referred to committee on Schools.

Senator Hayward presented petition of 220 citizens of Davenport, Iowa, in favor of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Hayward presented petition of citizens of Scott county, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Bachman presented petition of union temperance mass meeting held at Spencer, Iowa, relative to the circulating of new petitions of consent for the sale of intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Finch presented petition of James Mason and two other citizens of Fonda, Iowa, protesting against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Alexander presented petition of P. H. Anderson and twenty-five others of Central City, Iowa, asking for the passage of a law prohibiting the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Titus presented petition of voters of West Liberty, Muscatine county, Iowa, relative to the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Townsend presented petition of city council of Albia, Iowa, relating to Senate file No. 223.

Referred to committee on Compensation of Public Officers.

Senator Classen presented petition of citizens of Marshall county, Iowa, asking for a reformatory for women.

Referred to committee on Charitable Institutions.

Senator Classen presented petition of citizens of Marshall county Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Classen presented petition of barbers of Marshalltown, Iowa, asking for the passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Harriman presented petition of S. T. Martian and fifty-nine others, citizens of Mason City, Iowa, asking for a law prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Harriman presented petition of B. H. Mallory and others of Hampton, Iowa, asking for the passage of Senate file No. 161, relating to the practice of law.

Referred to committee on Judiciary.

Senator Ball presented petition of members of Johnson county bar in favor of Senate file No. 161, relating to the practice of law.

Referred to committee on Judiciary.

Senator Ball presented petition of citizens of Johnson county, Iowa, asking for the passage of Senate file No. 193, in relation to the issuing of state certificates.

Referred to committee on Schools.

Senator Ball presented petition of members of St. Mary's church of Iowa City, Iowa, against Hayward's compulsory education bill.

Referred to committee on Schools.

Senator Classen presented petition of members of the Iowa Soldiers' home, against "Rule No. 25" adopted by the board of trustees.

Referred to committee on Military.

Senator Wallace presented petition of citizens of Jewell and Webster City, Iowa, in relation to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Lewis presented petition of citizens of Keokuk county, Iowa, asking for a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lewis presented petition of citizens of Poweshiek county, Iowa, asking an appropriation for the Benedict home, also a petition from the same county, in favor of a womens' reformatory.

Referred to committee on Charitable Institutions.

Senator McArthur presented two petitions of citizens of Des Moines county, Iowa, asking a constitutional amendment striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Moffit presented petition of members of the Christian Endeavor society of St. John's Reformed church of Tipton, Iowa, and the Christian Endeavor society of the Friend's church of West Branch, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of citizens of Jones county, Iowa, in favor of a woman's reformatory.

Referred to committee on Charitable Institutions.

Senator Hopkins presented petition of the Epworth league, Christian Endeavor society and Baptist Young People's union, all of Guthrie Center, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT AND SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled:

Senate file No. 43, a bill for an act to amend section 2582 of the code, relating to the admission to practice of students of the medical departments of the State university.

Senate file No. 73, a bill for an act to amend section 371 of the code, relating to duties of clerk of the district court in relation to funds, moneys, or securities deposited with the clerk by administrators, trustees, etc.

Senate file No. 128, a bill for an act to amend section twelve hundred and twenty-two (1222), relating to appeals in certain cases.

Senate file No. 40, a bill for an act to amend section 720 of the code, relating to gas works and electric light plants.

Senate file No. 88, a bill for an act to amend section forty-eight hundred and seven (4807) of the code, relating to highways, bridges, telegraph lines, etc.

Senate file No. 11, a bill for an act to amend chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa, the title to certain lots and streets.

Senate file No. 163, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Relating to free rural mail delivery.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution, relative to the equipment of the national guard equal to that of the regular army.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 146, a bill for act to amend the military code of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 113, a bill for an act to amend section 2832 of the code, in relation to the distribution of text-books in counties adopting a uniform series.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 78, a bill for an act to amend section 136 of the code, relating to the printing of the reports of the Academy of Sciences.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 114, a bill for an act to amend section 2448 of the code of Iowa, relating to the sale of intoxicating liquors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

A bill for an act to amend section seven hundred (700) [of the code of Iowa, as amended by the Twenty-seventh General Assembly of the state of Iowa, relating to the power of cities to regulate, license, and tax certain kinds of business.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 187, a bill for an act to amend section 1560 of the code of 1897, relating to service of notice to remove obstructions in public highways.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 6, a bill for an act providing for the payment by the state, of costs and fees incurred in prosecutions for escaping from the penitentiary.

S. M. CART,
Chief Clerk,

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 188, a bill for an act to repeal section 1720 of the code, relating to the auditor's insurance report and to enact a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 50, a bill for an act to establish a barbers' examining board, to regulate the practice of barbering, the licensing of persons to carry on such practice, to insure the better education, skill and proficiency of such practitioners, and to provide penalties for the violation thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 67, a bill for an act to amend section 729 of the code, in relation to the powers of library trustees.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 72, a bill for an act to make appropriations for the purchase of 30,000 railroad commissioners, official maps, to be distributed by the members of the general assembly and railroad commissioners.

S. M. CART,
Chief Clerk.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 35, a bill for an act to amend section 5034 of the code, relating to using blasphemous or obscene language.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 10, a bill for an act providing for the levy of a special tax of one-tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state for the erection, improvement and equipment of buildings for the State university.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 42, a bill for an act to levy a tax to provide for the erection, improvement and equipment of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

S. M. CART,
Chief Clerk.

INTRODUCTION OF BILLS.

By Senator Lewis, Senate file No. 256, a bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected and providing for the expense thereof, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients from the State hospital.

Read first and second time and referred to committee on Charitable Institutions.

By Senator Garst, Senate file No. 257, a bill for an act to amend section 123 of the code and to prohibit the charging off of balances of unexpended appropriations.

Read first and second time and referred to committee on Appropriations.

The following communication was received from the governor and read:

DES MOINES, February 20, 1900.

To the Senate:

I have the honor to inform the Senate that I have approved, signed and caused to be deposited with the secretary of state the following bills originating in your honorable body:

February 9th, Senate file No. 109, an act to amend section two thousand, seven hundred and fifty-five (2755) of the code, relating to the number of election precincts into which school corporations of more than five thousand (5 000) inhabitants may be divided.

February 9th, Senate file No. 14, an act to amend section four thousand, six hundred and eight (4608) of the code, relating to communications in professional confidence.

February 10th, substitute for Senate file No. 4, an act making notarial seals of nonresident notaries public *prima facie* evidence that the words thereon engraved conform to the requirements of the law of the place where the certificates purports to have been made.

February 10th, Senate file No. 15, an act to amend section four thousand and twenty-seven (4027) of the code, relating to notice of execution sale.

February 10th, Senate file No. 20, an act to legalize a tax vote, by the electors of the independent school district of Fayette, Iowa, and all warrants issued or hereafter issued by virtue of such election.

February 10th, substitute for Senate file No. 38, an act to define the place of bringing actions against any corporation, company or person owning, leasing, operating or maintaining a coal mine.

February 10th, substitute for Senate file No. 53, an act to legalize the official acts of Isaac Mathews, C. H. Foster, W. D. Butler and J. H. Scrogum, as justices of the peace in and for Mendon township, Clayton county, Iowa, from January 1, 1895, to January 1, 1899.

February 10th, Senate file No. 112, an act to amend chapter one (1) of the acts of the Twenty-seventh General Assembly of Iowa, relating to the publication of the laws of the state.

LESLIE M. SHAW.

Passed on file.

The following opinion was received from the attorney-general and read by the Secretary as per resolution adopted by the Senate requesting the same.

Senator Hayward moved that the reading of the opinion be dispensed with and ordered printed in the Journal.

Lost.

DES MOINES, Iowa, February 17, 1900.

To the Senate of the State of Iowa:

GENTLEMEN—The resolution adopted by the Senate on the 7th inst. requested my opinion upon four questions, as follows:

"1. Is the present law sufficiently comprehensive that the executive council or the officers charged with the approval of articles of incorporation can prevent the incorporation of, or the transaction of business by building and loan associations or insurance companies in contravention of law or public policy?

"2. Are there building and loan associations or insurance companies now doing business in Iowa in contravention of laws or public policy? If this is answered in the affirmative, in what manner do such companies violate the law?

"3. Has the attorney-general exercised the powers given such officer respecting illegal corporations; is it necessary to give further and additional powers to the attorney-general, and if so, what powers, to enable such officer to prevent the conduct of an illegal business by the said associations?

"4. What amendments, if any, are necessary in our laws to insure a conservative and prudent control of such corporations?"

Two classes of corporations are involved. To avoid repetition and undue prolixity, I will present my views, first, in regard to building and loan associations, and second, in regard to insurance companies, endeavoring to present the same under the three heads involved in the first, second, and fourth questions: First, as to the present law; second, the evils, if any, existing; third, the remedy therefor. This will be done without repetition of the questions propounded.

The questions concerning both kinds of corporations involve the inquiry, what is public policy? It is difficult to give a comprehensive and exact definition of public policy which can be applied to all cases. I shall not attempt it. However much courts and lawyers may differ as to what is public policy, I think all will agree to the following propositions:

First.—Whatever is contrary to the spirit of the law, and defeats the end and purpose for which the law was enacted, is contrary to public policy.

Second.—Whatever is morally wrong in its tendency, deceptive and fraudulent in its practices, and produces results injurious to the welfare of any considerable number of the general public, is contrary to public policy.

Third.—That it is the policy of the state of Iowa, as shown by its laws and the history of legislation for more than half a century, to encourage the citizen to acquire a home, to care for the family while living, and make provisions as far as possible for his dependent ones after he is dead.

Fourth.—The purpose of the law with reference to building and loan and insurance companies (both artificial, intangible beings born of the legislative will), was in furtherance of the general policy above stated, and to afford reasonable safeguards against fraud and deception, imposition upon, and the despoiling of, the very classes of persons whom it is the policy of the law to encourage and protect.

Such, I understand, to be the policy of this state, and the sense in which the term "public policy" was used in the inquiries of your honorable body.

I.

In regard to building and loan associations: The present law, section 1894 of the code, requires the executive council to examine the articles of incorporation and by-laws of building and loan associations, and to determine whether they are in conformity to the law, and are based upon a plan

equitable in all respects to their members. If so, such articles shall be approved by the executive council. The clause of said section authorizing the executive council to pass upon the plan of building and loan associations, and to determine whether they are equitable in all respects to their members, is quite broad and comprehensive, and ordinarily would be sufficient to prevent the approval of any articles which would do an injustice to any of their members. The general power is, however, limited by other provisions of law recognizing the right of building and loan associations to issue certain kinds of stock, or to assess fines, charge usurious interest, etc. It is not in the power of the executive council to say that a class of business which the legislature seems to recognize as legitimate and equitable, is inequitable.

To illustrate: Section 1898 seems to recognize guarantee stock. In my judgment, there is no place for guarantee stock in a building and loan corporation. In this the executive council have concurred, but have felt themselves, because of the statutory recognition, powerless to prevent the issue of such stock.

The law makes no provision, when the articles of incorporation of a building and loan association are once approved by the council, for the recall of such approval in case it be found to be transacting a business which may be strictly in accord with the articles of incorporation, yet may be a practical fraud upon the public, or all who invest money in such corporation. It is true section 1917 authorizes the revocation of the certificate by the auditor in case the association shall violate any of the provisions of law, but if the executive council approves the articles of incorporation, and acts are done which are not inconsistent with such articles, and no provision of law can be found expressly prohibiting such acts, it is questionable whether the auditor's authority reaches the evil.

The present law was enacted at a time when the building and loan fever was at the highest, when comparatively few men in the state had opportunity to know of the practical workings of building and loan associations. It was an excellent law under the circumstances; probably the best that could have been enacted. But experience has taught the people as if "with thorns of the wilderness and briers." At the present time I do not think the law is sufficiently comprehensive to prevent transactions which are contrary to the spirit of the law and public policy; specific defects will be referred to hereafter.

As to the evils: The evils are many and grievous. The many complaints received at this office from all parts of the state of the wrongs, the disappointments, the sorrows occasioned by delusory confidence in the promises of building and loan associations, is a strong argument at least that there is something radically wrong with the system. The complaints come from borrowers largely, and from non-borrowing members who wish to withdraw their stock. It is no uncommon thing to find a party paying a given sum monthly for four or five years on his stock who wishes to withdraw from the association in order to use his accumulated earnings, but is unable to realize from the association as much money as he has paid thereto, and this, too, in spite of the assurance that the association has been declaring dividends of 10 per cent, 12 per cent, or 14 per cent. In numerous cases, borrowers make monthly payments of interest and premium at the rate of 12 per cent or 14 per cent, and payments also upon the

stock, which may be continued for four or five years, at the end of which time, if they wish to pay up their loan, they are informed that the sum required to pay off the mortgage is actually more than the money borrowed. With some associations a system of fines and forfeitures has been adopted which bears heavily upon the unfortunates who are unable to continue the payments upon their stock. I have yet to find a case where the promises and representations made at the time the stock was taken have ever been fulfilled; nor have I found a borrower who felt that he obtained money to build a home at a cheap rate of interest, and that his connection with a building and loan association had been otherwise than disastrous. I do not say that there are no such cases. I am well satisfied that many domestic local associations, where the expenses have been kept down to the minimum, have produced good results, and many such associations have been beneficial to the community in which they do business. I have heard very few complaints of the domestic local associations.

The theory upon which building and loan associations are justified is, first, it encourages the man of small means to make a saving from a limited income; second, by furnishing money at reasonable rates to those who wish to build homes, they are enabled to pay for their homes in small monthly payments from year to year. The primitive idea of building and loan associations was that each member who made monthly deposits would in time become a borrower. If all become borrowers, and ultimately paid substantially the same rate of interest, it mattered little what that rate of interest might be, for all shared substantially equally in the benefits and in the burdens of such a system. It was a means of accumulating capital from small savings to build homes for the members as fast as the accumulations would permit. A very different condition arises, however, when stock is purchased in large amounts by capitalists,—paid-up stock,—which, many times, receives dividends more than double the legal rate of interest. I am satisfied that not over 40 per cent of the stock of building and loan associations of the state is borrowed upon. Suppose it were fifty per cent. Taking up a report of an association at random of one of the strongest associations in Iowa, which has been in operation ten years, in reply to the question: "What has been the average annual dividend declared by your association since its date of organization, including the term covered by this report?" I find this answer: "13½ per cent."

The only source of income of a building and loan association is the premiums and interest paid by the borrowers, and the lapses, fines, or forfeiture from the unfortunate members who fall by the way. Assuming that one-half of the stock belonged to the borrowers and the other half to the investors, many of whom had fully paid-up stock, in order to make a dividend of 13½ per cent on the entire stock, the half of the stock holders who borrowed must have paid enough as interest and premiums to have amounted to 26½ per cent on the money which they had borrowed, less, however, what was gained by the association by forfeitures and fines. It requires no words from me to show that such a ruinous rate of interest is crushing the very men the law was intended to benefit and protect.

It will be said that the dividends on the stock will offset the high rate of interest paid. From the nature of the case, this cannot be true. "A" subscribes for \$1,000 of stock in a building and loan association, and borrows

\$1,000 thereon. "B" subscribes for \$1,000 of stock and pays therefor \$1,000 in cash. "A" pays, say 6 per cent premiums and 8 per cent interest, payable monthly. Such interest amounts to more than 14 per cent payable annually. At the end of the year "A" has paid into the association \$140 as interest and premiums. To offset this, he gets a dividend on his monthly payments which go to the loan fund for the average time. On the usual plan of payment he has paid in, during the first year, \$72, \$60 of which goes to the loan fund. He obtains, then, dividends on \$60 for one-half of the year, which, at the rate of 13½ per cent, amounts to \$3.96, which is in no sense an offset for the amount of interest that he has paid. "B," on the other hand, receives in cash his dividend of \$132. That \$132 passes forever beyond the control of "A," and there is never any redistribution of it. The same disparity, it is true, would not exist between the payments of interest and premiums and the dividends on stock in each succeeding year, but at the end of the time when "A's" stock is matured and his mortgage is canceled, which is seldom less than nine years, he has paid the enormous sum of \$1,260 interest, which is in no ways offset by the dividends on the small payments made yearly on his stock; but "B," the investor, has received his \$132 regularly every year.

This illustration leaves out one element. As the business is now conducted, there is a profit to the association from the fines and forfeitures of those parties who are unable to continue their payments, but such fines and forfeitures are taken from the class of people who can poorly afford to lose the money they have paid to the association. It is a patent fact, and cannot be disputed, that under the plans of building and loan associations as now operated under the law, capitalists have taken advantage of the law to secure exorbitant interest on their investments, and that, too, at the expense of the very persons the law is intended to benefit and protect.

The systems of fines and forfeitures are oppressive upon persons whose only crime is their inability to pay as much each month as they hoped to. Some associations have issued stock providing for the forfeiture of the entire amount that has been paid in case of failure for a given time to continue the payments. Others have a plan of imposing fines and selling the stock for the purpose of paying arrearages, which method would be tolerated in no enlightened community in regard to any other subject for a moment.

Some associations have stock which is, to all intents and purposes, preferred stock, receiving an unequal distribution of the profits at the expense of the common installment stock. The supreme court of Kentucky, in a recent case, held that preferred stock in a mutual building and loan association, was against public policy. While there are associations which are undoubtedly carrying on their business within the legitimate lines of building and loan association laws, and have produced results highly satisfactory to the investor, and not very objectionable to the borrower who persists until the maturity of his stock, yet I will venture the assertion that 90 per cent of the borrowers from building and loan associations in the state, and an equal percentage of the installment stockholders who withdraw their stock before maturity, feel that they have been deceived by false promises, and unjustly dealt with.

There are some domestic building and loan associations whose expense account is far in excess of that permitted by law. The auditor's report of the building and loan associations furnishes an interesting study. It shows

some domestic local associations conducting their business at almost a nominal expense—some as low as one-half of 1 per cent of the receipts. Many of the domestic building and loan associations, however, show the expenses to be far in excess of the amount received for the expense fund, which is, in my judgment, violation of the law. Other associations have made investments of funds in a manner not authorized by law, which jeopardizes not only the earning capacity of the home builders' fund, but also the principal which he has paid in from his savings. Other associations fail to show the amount of salaries of their officers, but report thousands of dollars of traveling expenses, office help, etc., which aggregate the full amount of the expense dues. One association masks together under the title of "sundries," over \$40,000 of unclassified disbursements. One association, with total assets of less than \$2,000, shows expenses for salaries of nearly \$900 and general expenses over \$400. Some associations pay large salaries, far in excess of the service rendered, it seeming to be the problem how best to "pluck the goose without making it squawk." Other associations show a praiseworthy moderation in this respect. The auditor's report furnishes food for reflection. It cannot, however, disclose the tears of the widow who has paid for years what was recognized as an exorbitant interest on a loan, and made payments on stock which she understood were payments on the principal, to find after years of privation that she owes as much as she did in the first place. It cannot tell of the blasted hopes and bitter disappointments of the young man, and maiden, the hired girl, and the laborer, who have, through years of privation, paid of their hard earnings into an association which promises so much and fulfills so little.

What are the remedies?

This is a difficult problem. I can only make tentative suggestions.

First.—The law should forbid any part of the principal paid in by the stockholder to be used for expenses. Most associations deduct from 11 to 13 per cent of the amount paid in on installment stock, and apply the same to the expense fund. The expenses should, in my judgment, be paid out of the profits. A proposition made by one business man to another: "Let me take your money and invest it for you; I will secure you remunerative returns, but I will take, to pay me for managing the affair, 13 per cent of the money you place in my hands," would be met with derision. Yet that is what nearly every building and loan association in the state does.

Second.—There should, in my judgment, be a limit upon the expenses of the associations. Most of the domestic local associations are now very moderate in their expenses; but not so with many of the others.

Third.—All guarantee stock or preferred stock under any and all names which receives a fixed dividend, whether profits have been earned or not, should be entirely eliminated. If the associations are mutual in name and liability, there should be a mutuality of the profits. It is desirable that associations have the power, when there is a temporary demand for loans, to secure the money with which to supply the demand. This can be done by issuing paid-up stock, with a limit placed upon the dividend it shall receive, which amount shall in no case exceed the dividend earned by the other stock. Such stock should be called in when the funds of the association will permit, and it should not have a vote on amending the articles of incorporation.

Fourth.—The power to impose fines and forfeitures upon persons who fail to pay the installments on their stock ought to be removed. There can be no good reason why a person making saving deposits from year to year should lose what he has already deposited in case misfortune should prevent him from depositing further; or that the amount deposited should be charged with fines and penalties because of his inability to deposit more.

Fifth.—How it will benefit the poor man or wage-earner to permit him to enter into a contract to pay an interest which under the general law would be usurious, is something that surpasses comprehension. The exemption of building and loan associations from the law of usury, works a hardship which I am convinced was not foreseen by the former general assemblies.

Sixth.—The executive council ought, in my judgment, to be given more plenary powers, including the power to revoke the certificate, authorizing the association to do business.

Seventh.—Provision should be made by which money paid on stock by the party who has borrowed thereon, in case of foreclosure, should be treated as an absolute payment on the money borrowed, together with the profits, if any, credited on such stock.

Eighth.—Some provision should be made to enable associations to go into voluntary liquidation, with suitable provision for the protection of the borrowing member. In this connection it might be well also to authorize the assignment of the loans made by the liquidating association to some association of similar character, subject to the rights of the borrowing member to have the amount paid on his stock credited on such loan. It might be well to permit two or more associations to consolidate by a three-fourths vote of the stock of the respective associations, on terms which the executive council or some officer of the state should approve as equitable to all concerned.

Ninth.—The effect of chapter 48, laws of the Twenty-Seventh General Assembly, was to make new and different contracts for those affected thereby, which has worked a hardship in very many instances. In my opinion justice demands the repeal of said chapter, leaving all parties in their original contractual relations.

The amendment of the law along the lines above suggested would relieve the system of many of its inequitable features. It will be urged against some of the suggestions that no new association could be started depending upon the profits to pay the expenses, and that there would be no inducement for capitalists to put money into the stock of an association in case some or all of these suggestions should be incorporated in the law. If it is remembered that the building and loan association law was not made for the benefit of capitalists, but for another class of persons altogether, the suggestion loses much of its force. It is true, unquestionably, that such a law as above outlined would deprive associations of a source of profit; but at the same time it would strip them of the speculative features which have in the past enabled the men of means to secure exorbitant returns for the use of their money at the expense of the very men and women whom it is the policy of the law to encourage and help. The plea in favor of liberal

laws, so-called, for such associations, was made on the ground of their beneficial results to the wage-earner and man of moderate means. They are claimed to be quasi benevolent associations. If they have ceased to be such, and become instruments of oppression, they have failed to demonstrate their right to live. If such associations cannot live under restrictions that will prevent the abuse which I apprehend is recognized as a crying evil, then they ought not to live; but I do not apprehend that the suggestions above made, if engrafted in the law, would seriously interfere with domestic local and worthy domestic associations. All unworthy ones should not be fostered by the state at the expense of the welfare of its citizens.

II.

As to insurance companies: The present law appears to give sufficient authority to the auditor with reference to companies organized to do the kind of insurance referred to in chapter 4, title 9 of the code, inasmuch as the articles of incorporation must be approved by the auditor after the same shall have been submitted to the attorney-general, and the forms of all policies issued are required to be submitted to the auditor for his approval. In regard, however, to companies referred to in chapter 5, title 9 of the code, formerly known as farmers' mutuals, there are few restraints upon their manner of doing business. The articles of incorporation and the form of policy are subject to the approval of the auditor, and if an examination of the auditor shows that the association is in an unsound condition, or doing an unsafe business, he may revoke the certificate of authority to do business. If such associations were limited to the county or their principal place of business, or counties contiguous thereto, the absence of legal restraint upon their acts would not be so objectionable. Such associations, when their business is confined to a neighborhood, are usually subject to the scrutiny of their members, and I think experience shows that the business is conducted honorably, cheaply, and to the entire satisfaction of the members.

But state associations are very different. There is no reason why what are called state associations under said chapter 5, should not be required to comply with chapter 4 of said title. There is just as much necessity for a state association organized under chapter 5, to have \$25,000 of available assets, and be subject to the same inspection and restrictions as other mutual companies doing business under the provisions of chapter 4. The business which they actually do is the same. It is actually done in the same manner by premium notes, etc. The liability of the public to be defrauded is just as great. There are more complaints coming to this office in regard to the wrong doing and fraud perpetrated by the state associations than in regard to the mutual associations doing business under the provisions of chapter 4.

As to life insurance: The laws of Iowa with reference to life insurance are in an anomalous condition. We have level premium companies, natural premium companies, stipulated premium associations, assessment associations, benevolent associations, fraternal associations; in fact, insurance companies of all descriptions, and some nondescripts. Life insurance of all shades and complexions can be written under the laws of this state as they now stand. There is not, in my judgment, sufficient authority given to those who approve the articles of incorporation of the different insurance companies to prevent them doing a business not contemplated by the laws,

or contrary to public policy. Only stipulated premium and assessment associations are required to submit their articles to either the auditor or attorney-general for approval, and the authority given such officers by the law appears to be very limited. The insufficiency of the law will appear when we consider the evils which are done under the law as it now stands.

As to the evils: The state control over some classes of associations is sufficient to induce the public to believe they are under state control, but that control touches so lightly that the associations do practically as they please. In such cases the state control is a delusion and a snare. An inquiry was received at this office from a man in Texas enclosing an advertisement by some agent of an Iowa company, in which it was stated that the state of Iowa guaranteed the payment of the policies.

Companies and associations are organized, and policies are issued, which should be accompanied by the company's private glossary or key to enable the members to understand the meaning of the terms employed. A policy was issued by an association, now happily deceased, which "accepted the policy holder as general partner and member in said association to the extent of ——— shares in its combination ten-year indemnity and accumulative cash surrender value securities, limited to the aggregate benefit value of \$100 per share," which may mean one thing to the company, another to the policy holders, and to the average citizen is gibberish.

Companies doing business on what is called by the statute, "level premium," or "natural premium plan," more commonly called old line companies, are not required to submit their articles of incorporation to any person whomsoever for approval; nor are such companies required to submit their policies to the auditor or any officer of the state for approval. Practically the only control over such companies organized in this state is that of the auditor, who is made the depository of the capital stock of \$25,000, and the net cash value of the policies in force, otherwise the reserve, but his authority is very limited. The auditor can examine whether such companies are insolvent, and "if found to be insolvent, or the condition such as to render their further continuance in business hazardous to the public, or to the holders of its policies," to turn the matter over to the tender mercies of the attorney-general.

There is no provision of law authorizing the auditor, or any other officer, to call a halt upon the kind of business that such companies may do, or to require the contracts which they may make with the public to be submitted to any officer of state for inspection and approval.

So-called old line insurance companies have been incorporated, and more are endeavoring to be incorporated, which have few or none of the characteristics of life insurance, and which are not conducted on life insurance principles, but whose principal business smacks loudly of the features of bond companies, which have been condemned everywhere as against public policy. They are insurance companies in name, and not in fact. A man of 60 is *insured* at the same rate as a child of 5. No medical examination is required. The amount agreed to be paid in case of death is entirely incommensurate with the so-called premium paid. The so called policy or bond is to mature in ten years, and 10 per cent of the face thereof is required to be paid by the holder every year. At the end of ten years, the promise

is to repay the holder the amount that has been paid in by him to the company, and a share of the speculative accumulations arising from the lapses and forfeitures enforced against those who are unable to pay longer.

To state the proposition concretely, the company enters into a contract with the so-called policy holder to pay \$1,000, at the end of ten years, in consideration of the policy holder paying for each of the ten years to the company to the sum of \$100. If the so-called policy holder fails to pay any year, even if he has already paid \$700, or \$800 or \$900, he loses and forfeits all that he has paid to said company. The company promises, in case the so-called policy is not forfeited or lapsed, that the holder shall receive a benefit from these lapses. I have seen statements made by the agents of such companies that the investor or policy holder will receive, at the end of ten years, double the money he has paid, and if he dies before the expiration of the ten years, he receives a small sum as life insurance. Statements are published showing a large percentage of lapses, and enormous profits are predicted because of the many lapses which will inure to the benefit of those who are the persistent members. Such companies take for their own use all of the first payment of \$100. They set aside about 91 per cent of all the subsequent payments, which is invested, and from such sum they expect to realize enough to pay the amount which is absolutely promised.

Thus, it will be seen that more than 18 per cent of all the payments made by the policy holder inures directly to the benefit of the corporation. One such company, during the year 1898, shows a total premium income of \$146,000, and a death loss of \$1,200. It shows commissions, bonuses to agents of over \$63,000; salaries to officers and home office employes, over \$4,000; total expenses over \$83,000. The receipts from the new business were nearly \$107,000. If we deduct the total disbursements of the company for expenses and death losses from the amount of the first year's premium, over \$22,000 remains, which is a very handsome profit on a paid-up capital of only \$25,000. Whether such companies will be able, after deducting over 18 per cent of the total amount paid by the members, to fulfill their absolute promises of repayment of the total amount paid in, is very doubtful; but in no possible contingency will the company be able to pay the amount which the agents and officers represent to the policy holders they will receive. The average amount of insurance for the whole ten years does not exceed three-fourths of the amount which will be paid by the policy holder during the ten years. The cost of term insurance would not exceed \$12 per thousand. To divide the contract and the premium paid on a \$1,000 contract, the member pays \$90 for insurance. He pays \$910 for the bond, or endowment, if please so to call it. The endowment, then costs \$91 a year.

To illustrate: Suppose a contract were made by a bank; in consideration of a man depositing with the bank \$91 a year, the bank would, at the end of ten years pay \$1,000, but if the depositor failed to deposit in any year he would forfeit to the bank all that he had paid. I think everyone would say it was not legitimate business, and should not be tolerated in any community; and certainly corporations which are created by the state, and empower to contract by law, should not be permitted to thus prey upon the inexperienced and gullible. The contract between such so-called

insurance companies and the so-called policy holders is at least 90 per cent of the same kind named in the illustration. In my judgment, such a business is against public policy, if not against the law of the state as now existing.

Not a few stipulated premium and assessment associations doing business under chapter 7, title 9 of the Code, I am informed, are issuing term policies, quasi endowment policies, paid-up policies, and in fact nearly every kind of policies which level premium companies are issuing. Many of such policies are a palpable fraud upon everyone who accepts them. A paid-up policy, with the right of the association to require further payments, is a contradiction of terms and a fraud on the face of it. It is no less a fraud because hidden away in some dark corner of the policy, in fine print, couched in language which few but the officers of the association can understand, the right to require further payments is reserved.

It is the refinement of cruelty for an association to take a man's money year after year, he paying it under the belief that at a given time he will have a paid-up policy, or an endowment, for his good wife after he is gone, or for himself in his old age, and after he has been tolled along until he is past the insurable age and his ability to earn a livelihood is no more, to be told that his policy was not a paid up policy, and the supposed endowment was a myth; that his equitable share in the grand combination—accumulative, emergency, savings, cash surrender value securities, has been dissipated to pay for excessive mortality losses, or has disappeared through a system of division and silence. It is no solace for such a man to learn that under the law the perpetrators of such a fraud cannot be sent to the penitentiary.

One old lady wrote me that she had worked, stinted and saved to make payments to an association of maledorous memory, on a ten-year endowment policy for \$1,000; that she had made nine payments, and the \$1,000 she expected was her only reliance for future support; the association had failed. "Will I get my \$1,000? What shall I do?" she asked. I didn't have the heart to tell her to go to the poor-house.

The stories of wrong perpetrated upon honest, simple-minded, confiding people which continually come to this office, at times make me wish I had been born without sympathies, or had not been honored by being chosen attorney-general.

Even while I write this, a victim now past the insurable age, ends his story by saying: "Had I not believed the state controlled insurance companies and prevented worthless companies from doing business, I would not have been deceived. The state has no right to pretend to control such companies and not control them."

I endorse this sentiment with all the emphasis possible. Common honesty demands that the state should control life insurance companies doing business in this state *in fact*, or cease to pretend to do so.

There is no statute requiring any life insurance company or association to submit the form of its policies for the approval of the auditor. In the years past every attempt of the auditor, so far as my knowledge goes, to prevent the issuance of certain kinds of policies, was met with a challenge of his authority. In fact, to prevent any class of insurance policies being issued, however obnoxious to his sense of justice, he has been compelled to

arrogate to himself authority not expressly given by statute. Any success in this respect in the past has been through fear that he may arbitrarily withhold his certificate authorizing the companies to do business in this state. Policies can be, and have been, issued which the statutes do not authorize, of which the auditor can have no knowledge and has no power to prevent, which policies contain promises which the associations have neither the present ability, nor any reasonable hope of ever being able to fulfill.

The authority given to the auditor to turn over to the attorney-general insolvent companies, and those not carrying out their contracts, does not relieve the situation a great deal. It is practically no more than the holding of an inquest on a company found dead, and burying the remains. The injury was done to the public before the company's solvency became known.

There are many Iowa companies and associations doing a safe and honorable business. Such need not, and do not, fear strict legislative control. The evils to which I have referred, which are causing the Iowa companies to fall into disrepute, are chargeable mostly to those associations which are organized by *promoters* for the money there is in it to them, and are conducted on unsound principles for a few years, when they go to the wall, leaving to their confiding victims resentment and loss instead of provision for their dependent ones. These truths must be self evident.

Any scheme which enables one to obtain the money or property of another without returning a fair equivalent, is bad in ethics. Any business which depends for its success upon enforcing unconscionable contracts, into the signing of which inexperienced and unwary men and women are beguiled by false hopes and illusory prospects, presented by smooth and plausible, over-paid and under-scrupulous agents, is not a legitimate business, and is contrary to public policy. No state has a right by law to authorize a body of men to shelter their private consciences and private fortunes underneath a corporate name and entity, while they carry on a business which thrives alone upon the misfortunes, improvidence, or poverty of those, many of them God's poor, who are drawn into their meshes. In this respect Iowa has not measured up to her responsibilities.

Remedies: I can only suggest the lines along which, in my opinion, additional legislation may well be directed.

First.—All articles of incorporation of companies and associations incorporated under the laws of this state, as well as companies incorporated under the laws of other states, should be submitted to the auditor and attorney-general for their approval, and these officers should be authorized to disapprove all articles, the plans or the nature of the proposed business of which do not provide proper safeguards for the protection of the policy holders.

Second.—All companies and associations which make assessments on the members, or by a so-called safety clause reserve the right to make assessments, should, by statute, be prohibited from issuing so-called paid-up policies, limited payment policies, and from accumulating a fund to be paid back to the members as dividends, distribution of surplus, or endowments in any form.

Sixth.—Section 1839 of the code, requiring a medical examination of all members of associations, should be extended so as to include level premium companies also.

Seventh.—No mutual company or association should be permitted, by an amendment of the articles of incorporation, to increase the premium or rate of assessments upon existing policy holders.

Eighth.—No stipulated premium or assessment association incorporated under the laws of another state, should be permitted to do business in this state if it uses a greater per cent of the premiums or assessments for expenses or soliciting new business than is allowed to similar associations organized under the laws of this state. The per cent to be used for expenses might properly be limited by statute.

Ninth.—All associations which have attempted to absorb any other association, either by reinsuring or consolidation in any way (which I contend cannot legally be done under our laws), and have made assessments on the members thus received, should be required to treat such members as their own original members, and pay the same amount, in case of death, as their own original members receive.

It will be urged that if these suggestions are carried into the statutes, they will cripple some of the companies and associations now doing business in the state, and will make it difficult to organize new companies and associations in the future. My answer to this is: Such laws will not injure good, safe companies, honestly managed; all others, by the grace of the state, have no right to live, and by the grace of God, should be buried out of sight; that organizing insurance companies is not the chief end of man; that it is better far to have a few good, trustworthy companies, than to turn loose a thousand worthless ones to prey upon a long suffering public.

III.

In regard to your third inquiry, I will say that the statutes do not plainly give to the attorney-general any powers respecting illegal building and loan associations and insurance corporations until the matter is placed in his hands by the auditor.

Actions to test official and corporate rights may be brought by the county attorneys. (Code, section 4315.) The general power given the attorney-general by section 1640 of the code, to institute an action in equity to dissolve a corporation for good cause, seems to be limited by other sections requiring the auditor to take the initiative with reference to building and loan and insurance corporations. In view of the equivocal language of section 208, it is by some considered doubtful whether he can bring any action in the name of the state except when "requested to do so by the governor, executive council, or general assembly," unless specially authorized by some other statute.

I have not felt warranted in bringing any action to close up any building and loan, insurance, or banking corporation, until my attention was called thereto by the auditor in the manner directed by statute. I have, however, used to the extreme verge, the limited powers given to the attorney-general to prevent the conduct of illegal business by such corporations.

I am satisfied that I have made some mistakes by inadvisedly approving a few articles of incorporation of insurance associations, the press of other

duties preventing the careful scrutiny that ought to have been given them. But since I discovered these mistakes, no articles of incorporation have passed this office without the closest examination. I think there are a few certificates of approval of articles of incorporation signed by me which should be recalled or canceled, and I shall assume the responsibility of so doing unless the present general assembly makes changes in the law which render such recall unnecessary.

I think the attorney-general should be given a larger discretion in regard to the approval of articles of incorporation which are submitted to him for approval. It is claimed under the present law that his only authority is to see that the articles are in legal form. In this view I have not concurred, but have insisted that the articles must provide alone for that class of business which the law authorizes that kind of the corporation to do. But I have not felt warranted in refusing to approve such articles solely because I was convinced the plan of business was such that the association must, in the nature of things, be [short-lived, and disappoint every policy holder who might not die early.

I do not think it would be wise or practical to give to the attorney-general anything like a general supervisory power of the corporations referred to. It would be impossible for him, with the insufficient force in his office, to give such matters the attention they demand.

It might be well, however, to enlarge his powers so as to require him to bring actions to wind up the affairs of all corporations, including those named in your inquiries, when they are doing a business not authorized by law, or not authorized by their articles of incorporation; or are conducting the business in a manner by which the public are deceived or defrauded.

I am not, however, asking for myself additional powers and responsibilities, and would not be so ungenerous as to ask them for my successor; but I will endeavor, to the best of my ability, to perform every duty which the legislature in its wisdom imposes upon this office, to the end that the fair fame of this noble commonwealth shall not be tarnished by the acts and practices of corporations which it has created.

I have the honor to be, your obedient servant,

MILTON REMLEY,
Attorney-General.

Senator Garst moved that the opinion just read be printed in the Journal.

Carried.

Senator Garst moved that the secretary be ordered to have printed 2,000 extra copies of the Journal.

Carried.

The President announced that he had signed in the presence of the Senate, Senate files Nos. 163, 88, 40, 128, 73, 43 and 11.

Senator Hazelton moved that Senate file No. 107, a special order for this morning, be made a special order for 10:30 o'clock to-morrow morning.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 42, a bill for an act to levy a tax to provide for the erection, improvement and equipment of necessary buildings for the Iowa College of Agriculture and Mechanic Arts.

Read first and second time and passed on file.

Senate file No. 10, a bill for an act providing for the levy of a special tax of one-tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state for the erection, improvement and equipment of buildings for the State university.

Passed on file.

Senate file No. 35, a bill for an act to amend section 5030 of the code, relating to using blasphemous or obscene language.

Passed on file.

Substitute for Senate file No. 72, a bill for an act to make appropriations for the purchase of 30,000 railroad commissioner's official maps to be distributed by the members of the general assembly and railroad commissioners.

Passed on file.

Substitute for Senate file No. 67, a bill for an act to amend section 729 of the code, in relation to the powers of library trustees.

Read first and second time and referred to committee on Public Libraries.

House file No. 50, a bill for an act to establish a barbers examining board to regulate the practice of barbering and licensing of persons to carry on such practice, to increase the better education, skill and proficiency of such practitioners, and to provide penalties for the violation thereof.

Read first and second time and referred to committee on Public Health.

House file No. 188, a bill for an act to repeal section 1720 of the code, relating to the auditor's insurance report, and to enact a substitute therefor.

Read first and second time and referred to committee on Insurance.

House file No. 66, a bill for an act providing for the payment by the state of costs and fees incurred in prosecution for escaping from the penitentiary.

Read first and second time and referred to committee on Judiciary.

House file No. 187, a bill for an act to amend section 1560 of the code of 1897, relating to service of notice to remove obstructions in public highways.

Read first and second time and referred to committee on Highways.

House file No. 44, a bill for an act to amend section 700 of the code of Iowa, as amended by the Twenty-seventh General Assembly of the state of Iowa, relating to the power of cities to regulate, license, and tax certain kinds of business.

Read first and second time and referred to committee on Cities and Towns.

House file No. 114, a bill for an act to amend section 2448 of the code of Iowa, relating to the sale of intoxicating liquors.

Read first and second time and referred to committee on Suppression of Intemperance.

House file No. 78, a bill for an act to amend section 136 of the code, relating to the printing of the reports of the Academy of Sciences.

Read first and second time and referred to committee on Printing.

House file No. 113, a bill for an act to amend section 2832 of the code, in relation to the distribution of text-books in counties adopting a uniform series.

Read first and second time and referred to committee on Schools.

House file No. 147, a bill for an act to amend the military code of Iowa.

Read first and second time and referred to committee on Military.

Concurrent resolution relative to the equipment of the National guard equal to that of the Regular army.

Passed on file.

Concurrent resolution relative to free rural mail delivery.

Passed on file.

Senator Moffit made the following motion and moved its adoption:

I move that when the Senate adjourns on Friday, February 23d, it be until Monday, February 26, 1900, at 2 o'clock P. M.

Lost.

Senator Junkin moved that the time of adjournment be extended fifteen minutes.

Carried.

The Journal of yesterday was taken up, corrected and approved.

REPORT OF COMMITTEE.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 157, a bill for an act to amend section 1 of chapter 74 of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' home at Davenport, beg leave to report they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the bill do pass:

Amend the bill by striking out the word "eighteen," in the last line of section 1, and inserting the word "fifteen" in lieu thereof.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

By unanimous consent, on motion of Senator Junkin, House file No. 42, a bill for an act to levy a tax to provide for the erection, improvement and equipment of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts, with report of committee recommending its passage was taken up, considered, and the report of committee adopted.

Senator Junkin moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Titus, Townsend, Wallace, Wilson, Young—39.

The nays were:

Senator Porter—1.

Absent or not voting:

Senators Bishop, Bolter, Brighton, Eaton, Emmert, Gorrell, Mardis, Tallman, Trewin, Healy—10.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Junkin moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, February 21, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. F. W. Russell of Marshalltown, Iowa.

PETITIONS AND MEMORIALS.

Senator Garst presented petition of citizens of Dana and Carroll, Iowa, relating to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Alberson presented petition of E. O. Dickinson and seventy-five others, relating to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Classen presented petition of W. C. Smith and sixty others, of Marshalltown, relating to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Finch presented petition of citizens of Alta, Iowa, relating to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Craig presented petition of thirty-two citizens of Waverly, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesman.

Referred to committee on Suppression of Intemperance.

Senator Hazelton presented petition of twenty-six citizens of Oakland, Iowa, relating to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Hazelton presented petition of John P. Weaver and other citizens of the city of Council Bluffs, against Senate file No. 124 relating to offenses against the public peace.

Referred to committee on Public Health.

Senator Bachman presented petition of Christian Endeavor society of Estherville, Iowa, and Christian Endeavor society and Epworth league of Emmetsburg, Iowa, relating to solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Nolan presented petition of 300 voters of Dubuque county, Iowa, against compulsory education laws.

Referred to committee on Schools.

Senator Hobart presented petition of citizens of Galva, Ida Grove and Battle Creek, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Blanchard presented petition and resolutions of citizens of Oskaloosa, Iowa, against change of mulct law.

To the Honorable Senate and House of Representatives.

At a mass meeting of the citizen's movement, held at Oskaloosa, Iowa, February 18, 1900, the following resolution was unanimously adopted and directed to be presented to your honorable bodies:

WHEREAS, A persistent effort is being made in the present session of the legislature to secure such modification of our laws as shall be favorable to saloon interests, such as the so-called "Legalizing Act," and the modification of the mulct law so as to do away with the petition of consent, and instead thereof to submit the question of consent to the voters by secret ballot, and other bills which are calculated to grant larger liberties to the saloons and render their regulation more difficult, therefore,

Resolved, That we, the citizens of Oskaloosa, are opposed to any change of the present laws which shall make it easier for the saloons to operate. Their business is so full of danger to society and so difficult to keep under control that it cannot with safety, be placed under restrictions less severe. The law should tighten rather than loosen its hold upon this business. Therefore we appeal to our senator, and to our representative, and through them to our state legislature not to modify the mulct law by changing the plan of securing the consent of the voters. We especially deplore the prospect of any change which shall throw the question into partisan politics and make it an issue in campaigns where other interests on which men differ

must be determined. We appeal to you to keep the mulct law in its present form so long as it shall remain upon our statutes.

W. L. PEARSON,
Chairman.

JNO. M. STOKE,
Secretary.

There were 430 present at the meeting.

Referred to committee on Suppression of Intemperance.

Senator Titus presented petition of Albert Williams, president, and Margaret Sloan, secretary Christain Endeavor society, of Morning Sun, Iowa, protesting against the solicitation of orders for intoxicating liquors by traveling salesmen; also, petition of C. E. Shipman and thirty others on same subject.

Referred to committee on Suppression of Intemperance.

Senator Alexander presented petition of A. T. Averil and three others of Cedar Rapids, Iowa, protesting against the passage of House file No. 227.

Referred to committee on Insurance.

Senator Harriman presented petition of forty-three citizens of Cerro Gordo county, Iowa, in favor of the passage of a bill against soliciting of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Perrin presented petition of E. E. Arnott and ten others of New Hampton, Iowa, in favor of the passage of a law preventing the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Mardis presented petition of citizens of Corydon, Iowa, relative to the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Lyons presented petition of citizens of Howard county, Iowa, relative to the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of Capt. T. C. Dalzell and others of Company B, Fiftieth Iowa volunteers, relative to

appropriation for the purpose of paying the transportation of the Fifty-first Iowa.

Referred to committee on Appropriations.

Senator Wallace presented the following communication which was read: .

To the Honorable Senate:

We, citizens of Goldfield, Iowa, have noted with interest the contest between the citizens of Des Moines and the saloon power, and recognizing that the result affects more or less our entire state, hereby express our protest against any legislation in favor of the liquor traffic, and respectfully petition your honorable body to so vote and enact such laws as will conserve the interests of all the people.

(The above was adopted at a union meeting of the Methodist, Baptist and United Presbyterian churches February 18, 1900.)

G. L. FINDLEY,
Pastor United Presbyterian Church.

C. F. JOHNSON,
Pastor Methodist Episcopal Church.

J. G. EATON,
Pastor Baptist Church.

Referred to committee on Suppression of Intemperance.

Senator Mullan presented petition of 398 women of Black Hawk county, Iowa, in favor of striking out the word "male" from the state constitution. Also petition of 230 voters on same subject.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Allyn presented petition of citizens of Tingley, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Mardis presented petition of Mary L. Zimmer, president Christian Endeavor society, of Russell, Iowa, and H. S. Condit, pastor of Presbyterian church protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Lister presented petition of Rev. G. W. Barnes, chairman, and J. F. Glover, secretary of mass meeting held in Sibley, Iowa, protesting against the repeal of section 2450 of the code of Iowa of 1897.

Referred to committee on Suppression of Intemperance.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 145, a bill for an act to repeal section 1385 of the code, and enact a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 174, a bill for an act to amend section 1896 of the code, relating to loans on life insurance policies.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 155, a bill for an act appropriating money to pay express and freight.

S. M. CART,
Chief Clerk.

INTRODUCTION OF BILLS.

By Senator Bolter, Senate file No. 258, a bill for an act to appropriate the sum of five hundred dollars (\$500) to compensate Hon. John F. Oliver for legal services rendered the state in a case involving the validity and construction of the will of Baxter Whiting, deceased, in favor of the Soldiers' home at Davenport, Iowa.

Read first and second time and referred to committee on Judiciary.

By Senator Craig, by request, Senate file No. 259, a bill for an act to amend section 137 of the code, relating to the publication of the proceedings of the State Teachers' association.

Read first and second time and referred to committee on Printing.

By Senator Penrose, Senate file No. 260, a bill for an act to amend sections 5662 and 5667 of the code, relating to bond of wardens and clerks of the penitentiaries.

Read first and second time and referred to committee on Penitentiaries and Pardons.

By Senator Porter, Senate file No. 261, a bill for an act to amend section 1743 of the code, relative to stipulations of arbitration in policies of insurance.

Read first and second time and referred to committee on Judiciary.

By Senator Hubbard, Senate file No. 262, a bill for an act to amend section 227 of the code, and to provide an additional judge for the Fourth Judicial district.

Read first and second time and referred to committee on Congressional and Judicial Districts.

By Senator Lyons, Senate file No. 263, a bill for an act to create and enforce liens for the purchase price of personal property.

Read first and second time and referred to committee on Judiciary.

By Senator Alexander, Senate file No. 264, a bill for an act to amend section 1869 of the code, relating to directors of state and savings banks.

Read first and second time and referred to committee on Banks and Banking.

The following communications were received from the governor and read.

DES MOINES, February 21, 1900.

To the Senate:

I herewith submit to your honorable body the nomination of Gifford S. Robinson of Woodbury county, for member of the board of control of state institutions, to fill vacancy caused by the resignation of William Larrabee.

LESLIE M. SHAW.

DES MOINES, February 21, 1900.

To the Senate:

I herewith submit to your honorable body the nomination of Gifford S. Robinson, of the county of Woodbury, for member of the board of control of state institutions, for the term beginning April 6, 1900.

LESLIE M. SHAW.

The President announced the following committee on confirmation of Gifford S. Robinson as a member of the board of control:

Senators Junkin, Perrin, Classen, Lyons and Bolter.

HOUSE MESSAGES CONSIDERED.

Senate file No. 155, a bill for an act appropriating money to pay express and freight.

Passed on file.

House file No. 174, a bill for an act to amend section 1806 of the code, relating to loans on life insurance policies.

Read first and second time and referred to committee on Insurance.

House file No. 145, a bill for an act to repeal section 1885 of the code, and enacting a substitute therefor.

Read first and second time and referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Senator Lambert, from the committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your committee on Fish and Game, to whom was referred Senate file No. 28, a bill for an act for the purpose of creating a game protection fund and preventing unauthorized persons from killing birds and game, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed for the reason that a bill embracing the same subject matter has already passed the House and is now upon the Senate Calendar.

THOS. LAMBERT,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Fish and Game, to whom was referred Senate file No. 55, a bill for an act to provide additional remedies for the protection of game fowls and birds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed, for the reason that a bill embracing the same subject matter has already passed the House and is now upon the Senate Calendar.

THOS. LAMBERT,
Chairman.

Adopted

Senator Hazelton, from the committee on Elections, submitted the following report:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 22, a bill for an act to amend section ten hundred and ninety-six (1096) of the code, relating to closing of the polls, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed, House file No. 8 having been substituted therefor.

A. S. HAZELTON,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred House file No. 8, a bill for an act to amend section ten hundred and ninety-six (1096) of the code, in relation to time of closing the polls at elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the statement that the committee is evenly divided as to same, and makes no recommendation in reference thereto.

A. S. HAZELTON,
Chairman.

Ordered passed on file.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred House file No. 90, a bill for an act to amend section 495, title 4, chapter 5 of the code, relating to the compensation of county recorders, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass:

The following substitute was read first and second time:

SUBSTITUTE FOR HOUSE FILE NO. 90—BY SANTEE.

A bill for an act to amend section four hundred and ninety five (495) of the code, relating to the compensation of county recorders.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. That section four hundred and ninety-five (495) of the code be amended by adding thereto, after the word "thousand," in the last line of said section, the following: "But in counties having a population of thirty thousand (30,000) or over the board of supervisors may allow such additional compensation as it may deem proper, not exceeding in the aggregate the sum of two thousand (2,000) dollars, nor in any case exceeding the fees of the office."

Sec. 2. This bill being deemed of immediate importance shall be in effect from and after its publication in the Des Moines Leader and Iowa State Register, newspapers published at Des Moines, Iowa.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 200, a bill for an act to amend section five hundred and forty-three (543) of the code, in relation to the fees of county surveyors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out section two (2) thereof, and when so amended that the bill do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 223, a bill for an act to amend section six hundred and sixty-nine (669) of the code, relating to compensation of councilmen, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Senator Wallace, from the committee on Highways, submitted the following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 52, a bill for an act to repeal section fifteen hundred and seventy (1570), relating to the trimming of hedges, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that same substitute do pass.

JOSEPH WALLACE,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 52.

A bill for an act to amend section fifteen hundred and seventy (1570) of the code, relating to the trimming of hedges.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section fifteen hundred and seventy (1570) of the code, be amended by adding the following after the word "years," in the fifth

line thereof: "when so ordered by the trustees of their respective town ships."

Ordered passed on file.

Senator Craig, from the committee on Insurance, submitted the following report :

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 69, a bill for an act to amend the laws of Iowa concerning insurance other than life, by repealing section 1742, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows :

Insert the words "upon real property and buildings" between the words "insurance" and "against," in the first and second lines of section 1.

Strike out the comma after the word "loss," in the tenth line of section 1, and the words "and the burden of proving such depreciation shall be upon the defendant," in the tenth and eleventh lines thereof.

Strike out the comma after the word "policy," in the fifteenth line of section 1, and the words "at the option of the insured," at the end of said section.

Insert between the words "policies" and "shall" in the first line of section 2, the words "upon real property and buildings."

Insert a comma after the word "insured," in the sixteenth line of section 2, and strike out the words "the company," in line eighteen of section 2, and substitute the words "accompanied" therefor; and when so amended it do pass.

G. M. CRAIG,
Chairman.

Ordered passed on file.

MINORITY REPORT.

We, the undersigned members of the committee on Insurance, beg leave to file the following, a minority report to wit: That we recommend that Senate file No. 69 be indefinitely postponed.

FRED TOWNSEND,
C. W. MULLAN,
THOS. A. CHESHIRE,
WM. B. PERRIN,
J. M. EMMERT,
W. C. HAYWARD,
A. N. ALBERSON,
G. W. LISTER.

REVENUE REPORT OF COMMITTEES ON WAYS AND MEANS OF SENATE AND HOUSE.

MR. PRESIDENT—In accordance with the joint action of the Ways and Means committees of the Senate and House, we hereby submit a report of the state's finances.

The following is a statement of the estimated available revenue for the biennial fiscal period ending June 30, 1901, under existing statutes:

Net treasury cash balance July 1, 1899.....\$ 414,294

Proceeds state levy—

3.2 mills, last half of 1899	\$ 763,435
2.9 mills, 1900	1,500,000
2.5 mills, first half of 1901	750,000
Interest on taxes	20,000
	<hr/>
	\$ 3,033,435
Special levies—charitable institutions	770,500
United States aid to Soldiers' home	100,000
Receipts from institutions under board of control	84,000
Collateral inheritance tax	100,000
Corporation taxes	405,000
Fees state officers	223,500
Miscellaneous receipts	8,500
	<hr/>

Grand total for biennial fiscal period.....\$ 5,139,229

The above estimate of available revenue is made for the biennial fiscal period ending June 30, 1901. It is assumed by the committee that the revenues will continue relatively the same during the last half of the year ending December 31, 1901, as in the last half of the preceding year. The estimate is made upon the basis of reducing the said levy from 2.9 mills to 2.5 mills.

In our judgment, the receipts from corporation taxes may be reduced \$121,074, on account of the anticipated changes in the laws under which the same are now levied and collected, which will cause the same to be distributed among the various counties, instead of being paid into the state treasury. A part of the amount already collected from these sources has been paid under protest, and the total sum paid under the present statutes relating to these interests may be recovered back from the state treasurer, thereby reducing the available resources to the extent of such taxes, amounting in the aggregate to the above amount.

If said sum is deducted from the grand total, above stated, it would leave a balance of estimated available revenue for the biennial fiscal period ending June 30, 1901, of \$ 5,018,145.

The following is a statement of the estimated expenditures for the same period:

Judiciary	\$ 349,380
Legislative	130,000

Executive Offices—

Adjutant-general	3,000
Auditor of state	24,240
Board of control	49,000
Board of health	10,000
Commissioner of labor	6,000
Collateral inheritance tax, enforcement fund	5,000
Custodian of public property, salary	3,000

Dairy commissioner.....	8 11,000
Examiners' salaries.....	1,800
Executive council, clerks' fund.....	5,500
Fish and game warden.....	2,400
Governor.....	24,640
Mine inspectors.....	11,560
Pharmacy commission, enforcement fund.....	2,500
Railroad commissioners.....	24,200
Secretary of state.....	23,600
State entomologist, per diem and expenses.....	2,000
State veterinarian, per diem and expenses.....	10,000
Superintendent of public instruction.....	12,080
Superintendent of weights and measures.....	100
Treasurer of state.....	18,120
Educational Institutions—	
Agricultural college.....	46,200
Board of educational examiners.....	2,000
Normal school.....	77 900
State university.....	157,000
Teachers' institutes.....	9,900
Institutions under Board of Control—	
College for blind, Vinton.....	52,500
Feeble-minded children, Glenwood—support.....	225,000
Boys' industrial school, Eldora—support.....	103,500
Girls' industrial school, Mitchellville—support.....	41,000
Insane hospital, Clarinda—support.....	250,000
Insane hospital, Independence—support.....	280,000
Insane hospital, Mt. Pleasant—support.....	242,500
Insane hospital, Cherokee—construction.....	50,000
Penitentiary, Anamosa—support.....	133,000
Penitentiary, Ft. Madison—support.....	87,500
School for deaf, Council Bluffs.....	96,000
Soldiers' Orphans' home, Davenport—support.....	97,500
Soldiers' home, Marshalltown.....	150,000
Unexpended appropriations.....	192,702
Various institutions, etc.—	
Agricultural societies.....	40,000
Geological survey and expenses.....	20,000
Historical building.....	35,000
Historical collection.....	12,000
Historical society.....	2,000
Horticultural society.....	5,000
Militia.....	100,400
State library.....	22,040
Weather bureau.....	5,400
Providential contingencies.....	50,000
State printer.....	55,000

State binder.....	\$ 38,000
Janitors, and capitol expenses.....	40,000
Miscellaneous.....	244,535
Grand total.....	\$ 3,692,697

In addition to the foregoing estimated expenditures and available funds there should be considered the undrawn appropriation for the Cherokee hospital, made by the Twenty-seventh General Assembly, amounting to \$50,000, which becomes available July 1, 1900. This has not been drawn from the state treasury, and is, under the present law a liability which must be paid on demand. Considering this sum as a liability, it should be added to the grand total of estimated expenditures above of \$3,692,697, which would make a grand total of \$3,742,697.

Grand total of estimated available revenue for the biennial fiscal period ending June 30, 1901, is.....	\$ 5,018,145
Grand total of estimated expenditures for same period is ...	3,742,697
Balance.....	\$ 1,275,448

On the estimates above made, the sum of \$1,275,448 may be considered as the amount available for extraordinary appropriations by the Twenty-eighth General Assembly.

In determining the amount which may be safely appropriated for extraordinary expenses, there may be considered numerous special appropriations, which it has been customary for the legislature to make at each session, such as were made in sections 6 and 31 of chapter 131, acts of the Twenty-seventh General Assembly, and also such specific appropriations as those made for the Benedict home of \$5,000 (chapter 130, Twenty-seventh General Assembly), and for the fish and game warden of \$9,000 (chapter 134, Twenty-seventh General Assembly). These are special appropriations made by each legislature, and are not properly specified as standing appropriations.

The estimates for the institutions under the board of control relate chiefly to general support now allowed. The amounts have been determined upon the basis of the disbursements from the treasury for the first eleven months the institutions were under the jurisdiction of the board. From 5 to 8 per cent has been added in each case for increase in population. We are inclined to think, however, than the increase of population in the institutions will be somewhat greater than the above percentage. No increase has been made in the estimates for the support of the institutions on account of the present high range of prices, but this fact should be taken into consideration in determining the amount which is available for extraordinary appropriations. The unexpected appropriations listed by the board of control were the balances undrawn July 1, 1899, all or the greater part of which may be drawn during this period.

In conclusion, we desire to warn the legislature that the foregoing estimates are made for this biennial fiscal period ending June 30, 1901. *They do not include the latter six months of 1901, just prior to the meeting of the next general assembly.* During that six months the state treasury will

receive revenue from but practically three sources, viz: from inheritance taxes, state officers' fees and from the state and charitable levies of the counties. Extending the estimates at the same ratios, expenditures aggregating \$935,000, in round numbers, will be met by revenue receipts at the treasury of only \$815,000, for the six months preceding the next session of the legislature. Finally, we would caution the assembly that during the summer months of 1901 the receipts of the treasury will be very light. During July, August and September they will not exceed \$235,000, whereas, the disbursements for appropriations will not be less than \$450,000. The Assembly should not forget that these are simply the standing and authorized appropriations. The state treasury should not be deprived of a safe working cash balance during that time.

J. M. JUNKIN,

Chairman Senate Ways and Means Committee.

W. L. EATON,

Chairman House Ways and Means Committee.

The hour having arrived, the Senate took up Senate file No. 107, which was made a special order for this time.

By unanimous consent Senator Blanchard withdrew the amendment offered by him February 16th and printed in the Journal of that day.

Senator Cheshire offered the following amendment and moved its adoption:

I move to amend by inserting after the word "class," in the first line, the words "having a population not exceeding forty thousand, according to the last state or national census."

Adopted.

The bill was read for information.

Senator Hazelton moved that the rule be suspended, that the bill be considered engrossed, and that the reading just had be its third reading, which motion prevailed.

Senator Cheshire offered the following amendment to the title:

I move to amend the title by inserting after the word "class" the words "having a population not exceeding forty thousand (40,000), according to the last state or national census."

Adopted.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossly,

Emmert, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Wallace, Wilson—89.

The nays were:

Senators Alexander, Tallman, Young—3.

Absent or not voting:

Senators Eaton, Finch, Garst, Healy, McArthur, McIntire, Nolan, Trewin—8.

So the bill having received a constitutional majority was declared to have passed the Senate and its title as amended was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

Senate file No. 43, a bill for an act to amend section 2582 of the code, relating to the admission to practice of students of the medical department of the State university.

Also, House file No. 73, a bill for an act to amend section 371 of the code, relating to duties of clerks of the district courts in relation to funds, moneys, or securities deposited with the clerk by administrators, trustees, etc.

Also, Senate file No. 128, a bill for an act to amend section twelve hundred and twenty-two (1222), relating to appeals in certain cases.

Also, Senate file No. 40, a bill for an act to amend section 720 of the code, relating to gas works and electric light plants.

Also, Senate file No. 88, a bill for an act to amend section 4807 of the code relating to highways, bridges, telegraphs, railways, telegraph lines, etc.

Also, Senate file No. 11, a bill for an act to amend chapter 61 of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa, the title to certain town lots and streets.

Also, Senate file No. 163, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies.

F. L. ARTHAUD,
Chairman.

February 18, 1900.

Senator Lewis offered the following joint resolution, which was read:

SENATE JOINT RESOLUTION NO. 7.

Joint resolution authorizing and recommending the pardon or parole of
Cornelius Moelchen.

Be it Resolved by the Senate, the House Concurring:

Section 1. That the governor be authorized to, and we recommend he grant a pardon or parole to Cornelius Moelchen, formerly of Dubuque county, Iowa, and now confined in the state's prison at Anamosa, upon such terms and conditions as the governor may prescribe.

Passed on file.

MESSAGES FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 168, a bill for an act to amend section 2630 of the code, in relation to issuing state certificates, special certificates and diplomas.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 151, a bill for an act to repeal section 1306 of the code, and enacting a substitute therefor.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Bishop, substitute for Senate file No. 149, a bill for an act to repeal section four thousand, seven hundred and sixty-four (4764) of the code, relating to the crime of desertion after seduction and marriage, and to enact a substitute therefor, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Bishop moved the adoption of the substitute as amended.

Adopted.

Senator Blanchard offered the following amendment, and moved its adoption:

I move to strike out the word "escaping," in the fourth line of the substitute as printed on page 351 of the Journal, and inserting in lieu thereof the word "avoiding."

Adopted.

The bill, as amended, was read for information.

Senator Bishop moved that the rule be suspended, that the bill be considered engrossed, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Hayward, Hazelton, Hobart, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace, Wilson—39.

The nays were:

Senators Harriman, Young—2.

Absent or not voting:

Senators Arthaud, Ball, Garst, Healy, Hopkins, Junkin, Lyons, McArthur, Trewin—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Cheshire, House file No. 184, a bill for an act to relinquish to Axel B. Erickson the undivided one-third part of lot No. 18, in block No. 3 in Aiken's first addition to the city of Clinton, Clinton county, Iowa, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Cheshire moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, " Shall the bill pass ? "

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig,

Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Eaton, Garst, Healy, Junkin, McArthur, Penrose, Trewin—8.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Crossley moved that Calender No. 22, Senate file No. 178, be made a special order for Friday, as soon as important business is finished.

Lost.

Senator Blanchard offered the following concurrent resolution, which was read:

CONCURRENT RESOLUTION.

WHEREAS, There are now on hand in the office of the secretary of state, many thousand copies of the session laws for years prior to the year 1886, which can not be sold at the price fixed by law, and

WHEREAS, Such copies are subject to waste and their retention by the state is unnecessary, therefore

Resolved, By the Senate, the House concurring: That the secretary of state be, and he is hereby authorized to sell and dispose of the session laws, of sessions prior to 1886 at ten cents per copy.

Laid over.

Senator Allyn moved that when the Senate adjourn it be to meet at 9 o'clock A. M., Friday.

Lost.

The Journal of yesterday was taken up, corrected and approved.

The hour having arrived, the President declared the Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, February 23, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by the Rev. Fredrick W. Hinit, of Ottumwa, Iowa.

On request of Senator Harriman, indefinite leave of absence was granted Senator Fitchpatrick, on account of sickness.

On request of Senator McIntire, leave of absence was granted Senator Townsend.

On request of Senator Harriman, leave of absence was granted Senator Arthaud.

On request of Senator Ball, leave of absence was granted Senator Titus.

On request of Senator Emmert, leave of absence was granted Senator Hayward.

On request of Senator Alberson, leave of absence was granted Senator Tallman.

On request of Senator Crossley, leave of absence was granted Senator Junkin.

PETITIONS AND MEMORIALS.

Senator Alberson presented petition of citizens of Salem, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Alberson presented the following petition which was read:

PETITION FOR THE PASSAGE OF SENATE FILE NO. 193, IN RELATION TO THE
ISSUING OF STATE CERTIFICATES.

To the Senate and House of Representatives of the Twenty-eighth General Assembly:

We, the undersigned residents of Henry county, Iowa, respectfully petition your honorable bodies, for the passage of Senate file No. 193, by Tallman, being an amendment to section 2630 of the code, relating to the issuing of state certificates and diplomas to teachers by the board of educational examiners, said bill amending said section by inserting after the word "school," in the second and sixth lines thereof, the words "academy, college or university," for the following reasons among others, viz:

First.—It will give to all our colleges or universities of like qualifications of the State Normal school, the same prestige, which by right belongs to them.

Second.—It will tend to elevate the standard of work done in all our schools and educational institutions.

Third.—It will place the educational institutions, doing equally as high grade of work, on the same basis as the State Normal school.

Fourth.—It will have the same effect on the rural schools as the establishing of additional State Normal schools, without expense to the state or tax payer, and will build up our private or denominational educational institutions without detriment to our state institutions.

Senator Hobart presented petition of the Columbia club of Cherokee, Iowa, in favor of compulsory education.

Senator Hobart presented petition of citizens of Plymouth county, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Perrin presented petition, which was read.

DES MOINES, February 22, 1900.

To the Members of the General Assembly of Iowa:

The Ministerial association of Des Moines respectfully petition your honorable body praying that no further concessions be made in favor of the liquor traffic. If the mulct law can not be entirely repealed—an act which this association would hail with delight—we beg that no changes be introduced into it which shall do away with the necessity of getting a petition of consent before saloons can be established anywhere within this state. We also pray for the passage of the bill which makes it the duty of the county auditor to publish every petition as soon as it is filed for consideration.

On behalf of the Ministerial association.

H. O. BREEDEN,
E. L. EATON,
Committee.

Senator Mardis presented petition of citizens of Corydon, Iowa, against any further legislation in the interest of saloons.

Referred to committee on Suppression of Intemperance.

Senator Finch presented petition of citizens of Laurens, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Alexander presented petition of pastor of Congregational church of Marion, Iowa, protesting against legislation in the interest of saloons.

Referred to committee on Suppression of Intemperance.

Senator Eaton presented petition of citizens of Clarinda and Randolph, Page county, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of citizens of Jones county, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Blanchard presented petition, which was read, of citizens of Mahaska county, Iowa, protesting against any change in the mulct law.

Referred to committee on Suppression of Intemperance.

Senator Allyn presented petition of citizens of Mount Ayr, Iowa, protesting against the solicitation of orders for intoxicating liquors; also, petition of Citizens' league of Creston, Iowa, protesting against any legislation in the interest of saloons.

Referred to committee on Suppression of Intemperance.

Senator Nolan presented remonstrance of H. T. Willging, president, and Charles T. Thomas, secretary, of Saints Pius Alphonsus society of Dubuque, Iowa, protesting against compulsory education; also, remonstrance of citizens of Cascade on same subject.

Referred to committee on Schools.

Senator Harriman presented petition of ninety citizens of Plymouth, Cerro Gordo county, Iowa, asking that no change or modification be made in the present prohibitory law.

Referred to committee on Suppression of Intemperance.

Senator Penrose presented petition of citizens of Belle Plaine, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Blanchard, Senate file No. 265, a bill for an act to provide for the taxation of property of telegraph and telephone companies, to amend section 1330 of the code, and to repeal section 1331 of the code.

Read first and second time and referred to committee on Ways and Means.

By Senator Cheshire, Senate file No. 266, a bill for an act providing for the taxation of the cars of freight line companies.

Read first and second time and referred to committee on Ways and Means.

By Senator Cheshire, Senate file No. 267, a bill for an act providing for the taxation of the cars of equipment companies.

Read first and second time and referred to committee on Ways and Means.

By Senator Cheshire, Senate file No. 268, a bill for an act to relinquish to the public certain real property for street purposes.

Read first and second time and referred to committee on Public Lands.

By Senator Smith, Senate file No. 269, a bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa.

Read first and second time and referred to committee on Judiciary.

By Senator McIntire, Senate file No. 270, a bill for an act to reimburse Wapello county, Iowa, for money paid to the Hospital for the Insane at Mount Pleasant, Iowa.

Read first and second time and referred to committee on Appropriations.

HOUSE MESSAGES CONSIDERED.

Substitute for House file No. 168, a bill for an act to amend section 2680 of the code, in relation to issuing state certificates, special certificates and diplomas.

Read first and second time and referred to committee on Schools.

Substitute for House file No. 151, a bill for an act to repeal section 1306 of the code, and enacting a substitute therefor.

Read first and second time and referred to committee on Ways and Means.

REPORT OF COMMITTEE.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 105, a bill for an act to amend section 5716, chapter 2, title 26 of the code, relating to the compensation of turnkeys and guards at the penitentiaries of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

That the words and figures "chapter two (2) of title twenty-six (26)" in the title of the bill be stricken out, and the figures "5716" in said title be enclosed in parentheses.

That the words and figures "chapter two (2) of title twenty-six (26)" in section 1 of the bill be stricken out and the figures "5716" in said section enclosed in parentheses.

That the word "sixty" in the fourth line of section 1 be stricken out, and the word "fifty" inserted in lieu thereof.

And when so amended that the bill do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Senator Perrin, from the committee on the Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your committee on Suppression of Intemperance, to whom was referred Senate file No. 121, a bill for an act to amend section twenty-three hundred and eighty-two (2382), chapter six (6), article twelve (12) of the code, relating to the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the words and figures that follow "Chapter six (6), article twelve (12)," be stricken from the title of the bill, and that when the title is so amended the bill do pass.

WM. B. PERRIN,
Chairman.

Ordered passed on file.

Senator Hazelton, from the committee on Elections, submitted the following report:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 75, a bill for an act to amend sections 1119 and 1120, chapter 3, title 6 of the code, relating to the marking and counting of ballots, beg leave to report that they have had the same under consideration and have instructed me to report the following substitute for said Senate file No. 75, back to the Senate with the recommendation that said substitute do pass.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 75—BY PENROSE.

A bill for an act to repeal sections eleven hundred nineteen (1119) and eleven hundred twenty (1120) of the code, and to enact a substitute therefor, relating to marking and counting of ballots.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That sections eleven hundred nineteen (1119) and eleven hundred twenty (1120) of the code be and the same are hereby repealed, and the following enacted in lieu thereof:

Upon retiring to the voting booth the voter shall prepare his ballot by placing a cross in the circle at the head of the ticket preceding the party title if he desires to vote for all the candidates of any one party, but if he desires to vote a mixed ticket he may place a cross in the circle at the head of the ticket, and then place a circle in front of the name of a candidate or candidates of another party for whom he desires to vote. The voter may also insert in writing in the proper place the name of any person for whom he desires to vote, making a cross in the square opposite thereto. The unnecessary marking of a cross in a square below a marked circle shall not affect the validity of his vote.

Sec. 2. Ballots marked as first provided for in the preceding section shall be counted for all the candidates whose names appear upon the ticket beneath the circle so marked; provided further, that ballots marked as provided for in the second place in the preceding section, shall be counted for all the candidates whose names appear on the ticket under the circle so marked, except as to those where the voter has placed a cross in the square preceding the name of some other candidate or candidates for the same office, of another party; as to those it shall be counted for such candidate or candidates preceding whose name or names such cross has been placed. When more than one circle is marked, the ballot shall be rejected. When only one candidate for any office is to be elected, if the voter marks in the square opposite the names of more than one candidate therefor, such vote shall not be counted for such office, whether the circle is marked or not. When two or more officers of the same kind are to be elected, if more squares opposite the names of candidates for such office are marked than there are officers to be elected to such office, the ballot shall not be counted for any such candidates. If for any reason it is impossible to determine the voter's choice for any office to be filled, his ballot shall not be counted for such office. Any ballot marked by the voter in any other manner than

as authorized in this chapter, and so that such mark may be used for the purpose of identifying such ballot, shall be rejected.

A. S. HAZELTON,
Chairman.

Ordered passed on file.

Senator Smith, from the committee on Manufactures, submitted the following report:

MR. PRESIDENT—Your committee on Manufactures, to whom was referred Senate file No. 245, a bill for an act to encourage the manufacture of sugar in the state of Iowa by making certain exemptions in taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

JAS. A. SMITH,
Chairman.

Ordered passed on file.

Senator Hobart, from the committee on Corporations, submitted the following report:

MR. PRESIDENT—Your committee on Corporations, to whom was referred House file No. 89, a bill for an act to repeal section 1680 of the code, to enact a substitute therefor, and to provide for the fees to be paid upon the renewal of corporations for pecuniary profit, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted, and that when so adopted the bill do pass.

The following substitute was read first and second time:

A bill for an act to amend section sixteen hundred and eighteen (1618) of the code, relating to the manner of renewal of corporations, and to provide for the fees to be paid upon renewal of corporations for pecuniary profit.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section sixteen hundred and eighteen (1618) of the code be amended by adding at the end thereof the following: "Within five days after the said action of the stockholders for the renewal of any corporation, a certificate, showing the proceedings resulting in such renewal, sworn to by the president and secretary of the corporation, or by such other officers as may be designated by the stockholders, together with the articles of incorporation, shall be filed for record in the office of the recorder of the county in which the principal place of business of said corporation is situated, and the same shall be recorded. Upon filing with the secretary of state the said certificate and articles of incorporation, within ten days after they are filed with the recorder, and upon the payment to the secretary of state of a fee of twenty-five (25) dollars, and an additional fee of one (1) dollar per thousand for all authorized stock in excess of ten thousand (10,000) dollars, but in no event to exceed two thousand (2,000)

dollars, the secretary of state shall record the said certificate and the said articles of incorporation in a book to be kept by him for that purpose, and shall issue a proper certificate for the renewal of the corporation.

Within three months after the filing of the certificate and articles of incorporation with the secretary of state, the corporation so renewed shall publish a notice of renewal. Said notice shall be published for four weeks in succession in a newspaper as convenient as practicable to the principal place of business of the corporation, and shall contain the matters and things required to be published by section sixteen hundred and thirteen (1613) of the code, relating to original incorporations.

Sec. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

A. C. HOBART,
Chairman.

Ordered passed on file.

Senator Hobart, from the committee on Corporations, submitted the following report:

MR. PRESIDENT—Your committee on Corporations, to whom was referred Senate file No. 97, a bill for an act to amend section sixteen hundred and eighteen (1618) of the code, relating to the extension of the period for which corporations may be formed, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

A. C. HOBART,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Corporations, to whom was referred Senate file No. 98, a bill for an act to amend section 1610 of the code, as amended by chapter 40 of the laws of the Twenty-seventh General Assembly, relating to the incorporation fees payable to the secretary of state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

A. C. HOBART,
Chairman.

Ordered passed on file.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture to whom was referred House file No. 29, a bill for an act to amend section 1563 of the code, relating to the Russian thistle, beg leave to report that they have had the same under consideration and have instructed me to report the same back

to the Senate with the recommendation that the same be amended by striking out of line 1, section 1 thereof, the words "Russian thistle," and inserting in line 14, thereof, between the words "which" and "thistle" the word "such," and that when so amended the bill do pass.

W. F. HARRIMAN,
Chairman.

Ordered passed on file.

Senator Harriman moved that Senate file No. 165 be made a special order for 10:30 o'clock next Monday.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 82, a bill for an act to amend section 2213 of the code, relating to compensation of officers and soldiers of the Iowa National guard.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 186, a bill for an act relating to examination of teachers for state certificates and state diplomas.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 49, a bill for an act to amend section 5311 of the code, relating to the arraignment of the defendant.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Cheshire, House file No. 60, a bill for an act to amend section 852 of the code, and authorizing an increase of the tax levy for park purposes with report of committee recommending amendments was taken up, considered, and the report of the committee adopted.

Senator Cheshire moved the adoption of the following committee amendment:

Amend by striking out the word "the" before the words "said board" in the sixth line and inserting in lieu thereof, the following: "In cities having a population of over twenty-five thousand."

Adopted.

Senator Cheshire moved that the rule be suspended, and the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Mullan, Penrose, Perrin, Smith, Wallace, Wilson, Young—35.

The nays were:

Senators Blanchard, Porter—2.

Absent or not voting:

Senators Arthaud, Ball, Fitchpatrick, Hayward, Healy, Junkin, McArthur, Moffit, Nolan, Tallman, Titus, Townsend, Trewin—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Wallace, Senate file No. 52, a bill for an act to repeal section 1570 of the code of 1897, relating to the trimming of hedges, with report of committee recommending a substitute was taken up, considered, and the report of the committee adopted.

Senator Wallace moved the adoption of the substitute.

Adopted.

The substitute was read for information.

Senator Wallace moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Crossley, Eaton, Emmert, Finch, Gorrell, Griswold, Harriman, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Wallace, Wilson, Young—36.

The nays were:

Senators Craig, Lyons—2.

Absent or not voting:

Senators Arthaud, Bachman, Fitchpatrick, Garst, Hayward, Healy, Junkin, McArthur, Tallman, Titus, Townsend, Trewin—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Harriman moved that when the Senate adjourn it be to convene at 2 o'clock this afternoon.

Carried.

On motion of Senator Cheshire, House file No. 142, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of Milford, Dickinson county, Iowa, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Cheshire moved the adoption of the following committee amendment:

Amend section 1 by striking out the words "though they had been in strict conformity with law" at the end of the section, and inserting in lieu thereof the words "if said acts, proceedings and resolutions had been fully recorded, and said councilmen had been properly sworn, and said mayor had legally qualified."

Adopted.

Senator Cheshire moved that the rule be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Wallace, Wilson, Young—38.

The nays were:

None.

Absent or not voting:

Senators Allyn, Arthaud, Fitchpatrick, Hayward, Healy, Junkin, McArthur, Porter, Tallman, Titus, Townsend, Trewin—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Lambert, House file No. 132, a bill for an act to protect game and provide a fund to pay the expenses of prosecution under this act, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Lambert moved the adoption of the following committee amendments:

Amend section 6 by placing a comma after the word "game," in the fourth line of said section; strike out the word "and" after the word "game," in said fourth line, and insert in lieu thereof the words "such expenses."

Strike out all of section 6 after the word "county," in the fifth line of said section.

Insert as section 7 of the bill the following:

Section 7. Such license shall not be transferable, and shall be in the following form:

HUNTER'S LICENSE. .

State of Iowa }
County of }

This is to certify that.....of.....in the state of.....having this day made application for a hunter's license, and having paid therefor, the sum of ten dollars (\$10), as required by law, is hereby permitted to pursue, hunt and kill within the county of.....and state of Iowa during the year ending January 1st, A. D.any of the birds and animals

protected by the game laws of this state in conformity with the law under which this license is issued, during the time in said year when the shooting and killing of such birds and animals is not prohibited by law.

In witness whereof I have hereunto subscribed my name and caused the seal of the county auditor to be affixed hereunto, this-----day of-----
A. D.-----.

-----*County Auditor.*

Amend section 7 by striking out the figure "7" and inserting the figure "8." Amend section 8 by striking out the figure "8" and inserting the figure "9."

Adopted.

Senator Perrin moved that further consideration of House file No. 132 be postponed until this afternoon.

Carried.

The Journal of Wednesday was taken up, corrected and approved.

Senator Perrin moved that the Senate do now go into executive session.

Carried.

The Senate went into executive session at 11:50 A. M.

The committee to whom was referred the governor's nomination of the Hon. Gifford S. Robinson for member of the board of control, to fill vacancy caused by the resignation of Hon. William Larrabee, and for full term presented the following report:

MR. PRESIDENT—Your committee, to whom was referred the nomination by the governor of Hon. Gifford S. Robinson for the member of the board of control, beg leave to report that they have had the same under consideration and recommend that said nomination be confirmed by the Senate.

J. M. JUNKIN.
WM. B. PERRIN.
J. B. CLASSEN.
D. A. LYONS.
L. R. BOLTER.

The President announced the question to be Shall the Senate consent to the appointment of Hon. Gifford S. Robinson to fill the vacancy upon the board of control occasioned by the resignation of the Hon. William Larrabee. On this question

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Wallace, Wilson, Young—40.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Fitchpatrick, Hayward, Healy, McArthur, Junkin, Tallman, Titus, Townsend, Trewin—10.

More than two-thirds of the membership of the Senate having voted in the affirmative, the Senate hereby consents to the appointment of the Hon. Gifford S. Robinson as a member of the board of control to fill the vacancy caused by the resignation of the Hon. William Larrabee.

On the question, Shall the Senate consent to the appointment of the Hon. Gifford S. Robinson as a member of the board of control for the term commencing April 6, 1900

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Wallace, Wilson, Young—40.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Fitchpatrick, Hayward, Healy, Junkin, McArthur, Tallman, Titus, Townsend, Trewin—10.

More than two-thirds of the membership of the Senate having voted in the affirmative, the Senate hereby consents to the appointment of the Hon. Gifford S. Robinson as a member of the board of control for the full term commencing April 6, 1900.

The Senate arose from executive session at 12 o'clock M.

The hour having arrived the President declared the Senate adjourned.

AFTERNOON SESSION.

Senate met at 2 o'clock P. M., pursuant to adjournment, President pro tem Harriman presiding.

The Senate resumed consideration of House file No. 132.

The following amendments were offered and ordered printed:

By Senator Finch—

Amend section 3 in line two, after word "therein," by inserting the following: "but not on the enclosed or cultivated lands of another without a permit in writing from the owner and."

Amend section 7 after the word "Iowa," at the end of line eight, as follows: "But not on the enclosed or cultivated lands of another without a permit in writing from the owner."

By Senator Lister—

Amend by striking out all that part of the bill following the word "time" in the third line of section one (1), of the printed bill.

By Senator Emmert—

Amend section two, sixth line, by striking out the figures "10" and inserting the figures "20."

Senator Lambert moved that further consideration of House file No. 132, the bill under consideration, be postponed until Tuesday next at 11 o'clock, and made a special order for that time.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 21, a bill for an act to amend section two hundred and twenty-seven (227) of the code, transferring Harrison county from the Fourth Judicial district to the Fifteenth Judicial district, and to provide an additional judge for the Fifteenth district.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 123, a bill for an act to amend section one thousand, eight hundred and fifty (1850) of the code, with reference to investments by savings banks.

S. M. CART,
Chief Clerk.

On motion of Senator Crossley, Senate file No. 178, a bill for an act to amend sections 2622 and 2627 of the code, in relation to the duties and expenses of the superintendent of public instruction, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Alberson offered the following amendment and moved its adoption:

I move to amend by striking out section 2.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Allyn, Bishop, Bolter, Eaton, Finch, Gorrell, Griswold, Lambert, Lyons, Mardis, Porter, Tallman, Wallace, Wilson—15.

The nays were:

Senators Alexander, Bachman, Ball, Cheshire, Classen, Craig, Crossley, Emmert, Garst, Hazelton, Hobart, Hopkins, Hubbard, Lewis, Lister, McArthur, McIntire, Moffit, Mullan, Penrose, Perrin, Smith—22.

Absent or not voting:

Senators Arthaud, Blanchard, Brighton, Fitchpatrick, Hariman, Hayward, Healy, Junkin, Nolan, Titus, Townsend, Trewin, Young—13.

So the amendment was lost.

Senator Crossley moved the adoption of the substitute.

Adopted.

Senator Crossley moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Bachman, Ball, Cheshire, Classen, Craig, Emmert, Garst, Griswold, Hazelton, Hobart, Hopkins, Hubbard, Lewis, Lister, Lyons, McIntire, Mullan, Perrin, Smith—20.

The nays were:

Senators Allyn, Bishop, Bolter, Crossley, Eaton, Finch, Gorrell, McArthur, Mardis, Moffit, Nolan, Penrose, Porter, Wallace, Wilson—15.

Absent or not voting:

Senators Alberson, Arthaud, Blanchard, Brighton, Fitchpatrick, Hayward, Harriman, Healy, Junkin, Lambert, Tallman, Titus, Townsend, Trewin, Young—15.

So the bill, having failed to receive a constitutional majority, was declared lost.

Senator Crossley filed the following motion:

MR. PRESIDENT—I move to reconsider the vote by which substitute for Senate file No. 178 was lost.

REPORTS OF COMMITTEES.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 241, a bill for an act to amend section two hundred and fifty-four (254) of the code, relating to the compensation of shorthand reporters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Judiciary.

C. W. MULLAN,
Chairman.

Adopted and referred to committee on Judiciary.

Senator Wallace, from the committee on Highways, submitted following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 34, a bill for an act to provide for the cutting of weeds on public roads, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Amend section 1, line 3 of the bill, by striking out after the word "roads," the words "on or before" and insert in lieu therefore, the words "between the fifteenth day of July and," and that when so amended the bill do pass.

JOSEPH WALLACE,
Chairman.

Ordered passed on file.

Senator Garst moved that the Senate now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER.
DES MOINES, Saturday, February 24, 1900. }

The Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. J. T. Hopkins, of Indianola, Iowa.

On request of Senator Lister, indefinite leave of absence was granted Senator Classen, on account of sickness.

PETITIONS AND MEMORIALS.

Senator Bolter presented petition of citizens of Logan and Missouri Valley, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Bolter presented petition of Young People's union of the Baptist church of Logan, Iowa, protesting against the solicitation of orders for intoxicating liquors, which was read.

Referred to committee on Suppression of Intemperance.

Senator Bachman presented petition of 142 voters, endorsed by the Epworth league of Spencer, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Harriman presented petition of L. P. Jensen and fifty-five other citizens of Latimer, Iowa, asking for an annual appropriation for the establishment and support of a chair of the Scandinavian language in the State university of Iowa.

Referred to the committee on Educational Institutions.

Senator Griswold presented petition of the bar of Manchester, Iowa, urging the passage of Senate file No. 161, relating to the practice of law.

Referred to committee on Judiciary.

Senator Hopkins presented petition of citizens of Guthrie Center, Iowa, protesting against any law to relieve the saloons.

Referred to committee on Suppression of Intemperance.

Senator Hopkins presented petition of citizens of Audubon county, Iowa, in favor of House file No 230 and Senate file No. 214, relative to dairy commissioner.

Referred to committee on Agriculture.

Senator McArthur presented petition of citizens of Burlington, Iowa, in favor of House file No. 50.

Referred to committee on Public Health.

Senator Blanchard presented petition of Woman's club of Oskaloosa, Iowa, relative to free public libraries.

Referred to committee on Public Libraries.

Senator Lambert presented petition of physicians and barbers of the city of Maquoketa, Iowa, in favor of the "barber bill."

Referred to committee on Public Health.

Senator Penrose presented petitions of citizens of Belle Plaine, Iowa, which petition is also unanimously endorsed by the Bethany United Evangelical church of that place, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Lyons presented petition of members of the Catholic congregation of Ossian, Iowa, against the compulsory education law.

Referred to committee on Schools.

Senator Nolan presented petition, which was read, of the Municipal Reform club of Dubuque, Iowa, against change of present law from trustee control of municipal waterworks.

Referred to committee on Cities and Towns.

INTRODUCTION OF BILLS.

By Senator Hayward, Senate file No. 271, a bill for an act to amend section 1, of chapter 95, of the acts of the Twenty-seventh General Assembly, in relation to the issuance of bonds by school corporations.

Read first and second time and referred to committee on Schools.

By Senator Blanchard, Senate file No. 272, a bill for an act to amend section 2483 of the code, relating to the compensation of mine inspectors.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Alexander, Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts and changes of venue therefrom.

Read first and second time and referred to committee on Judiciary.

By Senator Penrose, Senate file No. 274, a bill for an act to amend section 1998 of the code, relating to condemnation of additional grounds for railway purposes.

Read first and second time and referred to committee on Railways.

By Senator Lewis, Senate file No. 275, a bill for an act repealing chapter 48 of the acts of the Twenty-seventh General Assembly being "an act to amend section 1898 of the code, relative to building and loan associations."

Read first and second time and referred to committee on Building and Loan Associations.

Senator Blanchard called up concurrent resolution offered by him February 21st.

Senator Blanchard moved to amend by striking out the words "eighty six" (86) and inserting the words "ninety-four" (94) in the last line, and that the following be added: "ten cents for board binding" and "twenty-five cents for leather binding."

Carried.

The resolution as amended was adopted.

HOUSE MESSAGES CONSIDERED.

House file No. 123, a bill for an act to amend section 1850 of the code, with reference to investment by savings banks.

Read first and second time and referred to committee on Banks and Banking.

House file No. 21, a bill for an act to amend section 227 of the code, transferring Harrison county from the Fourth Judicial district to the Fifteenth Judicial district, and to provide an additional judge for the Fifteenth district.

Read first and second time and referred to committee on Congressional and Judicial Districts.

House file No. 82, a bill for an act to amend section 2213 of the code, relating to compensation of officers and soldiers of the Iowa National guard.

Read first and second time and referred to committee on Military.

House file No. 49, a bill for an act to amend section 5311 of the code, relating to the arraignment of defendants.

Read first and second time and referred to committee on Judiciary.

House file No. 186, a bill for an act relating to examination of teachers for state certificates and state diplomas.

Read first and second time and referred to committee on Schools.

REPORTS OF COMMITTEES.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was referred Senate file No. 164, a bill for an act to compel operators of steam threshing machines, to give indemnity bond against loss by fire resulting from careless handling of such steam threshers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. F. HARRIMAN,
Chairman.

Adopted.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 103, a bill for an act prohibiting persons from selling or giving to any convict or inmate of any of the penal or reformatory institutions or asylums for the insane of the state any intoxicating liquors, opium, morphine or other narcotics, or from having, taking, using or leaving the same upon any of the grounds used in connection with any of said institutions and to provide for the arrest and punishment of the violators

thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 104, a bill for an act to prohibit the disorderly use of profane, obscene or indecent language, loud, boisterous and unusual noise or breaches of the peace in or about any of the buildings or grounds used in connection with any of the penal or reformatory institutions or asylums for the insane of this state, or communicating illicitly with any of the inmates therein, or trespassing thereon, or to sell any discharged convict any intoxicating liquors, opium, morphine or other narcotic within the limits of the county wherein such institution is located until after said convict is restored to the full rights of citizenship, and to provide for the arrest and punishment of the violators thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedon, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 66, a bill for an act providing for the payment by the state of costs and fees incurred in prosecutions for escaping from the penitentiary, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section one by striking out the word "of" and figures "1897" in the third line thereof. Amend section two by striking out all between the

word "case" in the fourth line and the word "and" in the thirteenth line. Amend by striking out section four of the bill.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 269, a bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 210, a bill for an act to amend section 4809 of the code, relating to placing obstructions upon railways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by striking out all that part of section 1 after the word "railway," in the fourth line.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 33, a bill for an act to legalize the proceedings of the council and mayor of the incorporated town of St. Anthony, Marshall county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to Senate with the recommendation that the same be amended as follows, and when so amended the bill do pass.

Amend by inserting after the figures "1899" in the fourth line of section 1 the words "not in conflict with the laws of Iowa."

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 263, a bill for an act to create and enforce liens for the purchase price of personal property, beg leave to report that they have had the same under consideration and have instructed me to report the

same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator McArthur offered the following concurrent resolution:

CONCURRENT RESOLUTION.

Concurrent resolution memorializing our senators and representatives in congress, in regard to the collection of mail in country districts.

Be it Resolved by the Senate, the House Concurring:

That our senators and representatives in congress be requested to advocate such legislation as may be necessary to provide for the delivery and collection of mail along public highways on all star routes, where residents provide suitable boxes similar to the rural free delivery service.

That the secretary of state forward a properly certified copy of this resolution to the delegation in congress from this state.

Passed on file.

The Journal of yesterday was taken up, corrected and approved.

Senator Garst moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, February, 26, 1900. }

Senate met in regular session, at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. T. McK Stuart, of Des Moines, Iowa.

On request of Senator Griswold, leave of absence was granted Senator Alexander.

On request of Senator Lister, leave of absence was granted Senator Smith.

On request of Senator Alberson, leave of absence was granted Senator Lambert.

On request of Senator Trewin, leave of absence was granted Senator Wallace.

On request of Senator Trewin, leave of absence was granted Senator Hazelton.

On request of Senator Hopkins, leave of absence was granted Senator Mullan.

On request of Senator Hobart, leave of absence was granted Senator Mardis.

On request of Senator Ball, leave of absence was granted Senator Bishop.

On request of Senator Emmert, leave of absence was granted Senator Nolan.

On request of Senator Crossley, leave of absence was granted Senator Junkin.

On request of Senator Lewis, leave of absence was granted Senator Healy.

PETITIONS AND MEMORIALS.

Senator Eaton presented petition of citizens of Fremont county, Iowa, relating to the solicitations of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Harriman presented petition of citizens of Franklin county, Iowa, against the bill "to prohibit the shooting of migratory game birds" in this state during the spring months.

Referred to committee on Fish and Game.

Senator Tallman presented petition of citizens of Warren county, Iowa, in favor of Senate file No. 198, relating to the issuing of state certificates.

Referred to committee on Schools.

Senator Young presented petition which was read, of the Christian Endeavor society and other citizens of Melrose, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Trewin presented petition of the Twentieth Century club of Fayette, Iowa, in favor of the library commission bill.

Referred to committee on Public Libraries.

Senator Trewin presented petition of Norske Selskab of Decorah, Iowa, in favor of the establishment and maintenance of a professorship of Scandinavian language in the State university.

Referred to committee on Educational Institutions.

Senator Trewin presented petition of Theodore Perry, and sixty-seven other voters of Saint Lucas, Fayette county, Iowa, against the compulsory education bill.

Referred to committee on Schools.

Senator Trewin presented petition of Rev. R. C. Stewart, Rev. R. L. Vannice, and 315 other citizens of Waukon, Iowa, against any and all further legislation in the interest of the saloons and the liquor traffic.

Referred to committee on Suppression of Intemperance.

Senator Lister presented the following petition which was read:

PRIMGHAR, Iowa, February 18, 1900.

At a Union temperance meeting held this day in Primghar, Iowa, the following resolution was unanimously adopted:

Resolved, That our senator and representative in the state legislature be requested to take such measures as they deem best to prevent the enactment of any legislation more favorable to the saloon than the present law.

ATTEST:

JAMES PARSONS,
Chairman of Meeting.
O. H. MONTZHEIMER,
Secretary.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of Rev. J. F. Black of Anamosa, Iowa, representing the action of a mass meeting, against giving the saloons additional powers.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of members of the bar of Cedar county, Iowa, asking the passage of Senate file No. 161.

Referred to committee on Judiciary.

Senator Moffit presented petition of J. E. Spare and his customers of Tipton, Iowa, asking for passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator Buchanan presented petition of Clay county bar, asking for passage of Senate file No. 161.

Referred to committee on Judiciary.

Senator Blanchard presented petition of Will Johnson, secretary Federal union No. 8003, American Federation of Labor, of Oskaloosa, Iowa, in favor of House file No. 62 and Senate file No. 31.

Referred to committee on Penitentiaries and Pardons.

Senator Trewin presented petition of Jas. McEwan and forty-four others of Postville, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Penrose presented resolution of Rev. J. Irvin Smith, Hon. E. C. Ebersole and H. W. Halstead, protesting against any concessions to the saloons, which was read.

Referred to committee on Suppression of Intemperance.

Senator Penrose presented petition of E. Sophia Heber, president, and Elsie M. Kahler, secretary of Christian Endeavor society of the Congregational church of Traer, Iowa, relative to the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Cheshire presented petition of James Callanan and 120 other voters of Polk county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Cheshire presented petition of citizens of Polk county, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Titus presented petition of citizens of Muscatine county, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Lyons presented petition of citizens of Howard county, in favor of House file No. 230 and Senate file No. 214, in regard to the appointment of the dairy commissioner's deputy and assistants.

Referred to committee on Agriculture.

Senator Blanchard presented resolution adopted by the legislature of Pennsylvania, providing for the appointment of a committee to confer with the legislatures of the other states of the Union, regarding an amendment to the constitution of the United States which shall provide for the election of United States senators by popular vote.

Referred to committee on Federal Relation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the governor and read:

DES MOINES, February 26, 1900.

To the Senate:

I have the honor to inform the Senate that I have approved the following bills originating in your honorable body, signed them, and caused the same to be deposited in the office of the secretary of state:

February 21st. Substitute for Senate file No. 40, an act to amend section seven hundred twenty (720), and section seven hundred twenty-five (725) of the code, relating to powers of cities and towns.

February 24th. Substitute for Senate file No. 11, an act to amend chapter sixty-one (61) of the private, local and temporary acts of the Fifteenth General Assembly, confirming in the State university of Iowa, the title to certain town lots and streets.

February 24th. Substitute for Senate file No. 43, and the first substitute therefor, an act to amend section twenty-five hundred seventy-six (2576) and section twenty-five hundred eighty-two (2582) of the code, relating to the examination of persons beginning the practice of medicine.

February 24th. Substitute for Senate file No. 73, an act to amend section three hundred seventy-one (371) of the code, relating to the duties and liabilities of the clerk of the district court.

February 24th. Senate file No. 88, an act to amend section forty-eight hundred seven (4807) of the code, relating to malicious mischief and trespass.

February 24th. Senate file No. 128, an act to amend section twelve hundred twenty-two (1222) of the code, relating to appeals in certain cases.

February 24th. Senate file No. 163, an act appropriating money to defray the expenses of the inauguration ceremonies.

LESLIE M. SHAW.

Passed on file.

REPORTS OF COMMITTEES.

Senator Emmert, from the committee on Pharmacy, submitted the following report:

MR. PRESIDENT—Your committee on Pharmacy, to whom was referred Senate file No. 100, a bill for an act to amend section two thousand, five hundred and eight (2508) of the code, in relation to the inspection and use of the products of petroleum, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted, and when so adopted the same do pass.]

SUBSTITUTE FOR SENATE FILE NO. 100.

A bill for an act to amend section two thousand, five hundred and eight (2508) of the code, in relation to the inspection and use of the products of petroleum.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section two thousand, five hundred and eight (2508) of the code, as amended by chapter 62 of the acts of the Twenty-seventh

General Assembly, be and the same is hereby amended by striking out the words the "Welsbach hydro-carbon incandescent lamp," in the twenty-third line thereof, and inserting in lieu thereof the following: "such lamps which, having been submitted to the state board of health, and having been examined and tested by said board, shall be found to be safe for the use of the public."

Sec. 2. The state board of health shall examine the particular design, mechanism and workmanship of such lamps as shall be presented to such board, and test said lamps and if it shall find any lamp to be safe, said board shall enter the findings of the board upon the records of the proceedings of said board.

The board shall have power in case it comes to the notice of the board, that any lamp which it has heretofore approved as safe, because either of change of design, the use of unsuitable material or poor workmanship, in the construction of such lamps, or for any other cause is unsafe, as thus manufactured and dangerous to public safety, to cancel its approval of such lamps, and after such cancellation of the approval of said lamp, it shall be unlawful to use the same, and no lamps manufactured or sold after such disapproval shall be used in burning the lighter products of petroleum for illuminating purposes.

Sec. 3. This act, being deemed of immediate importance, shall be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

J. M. EMMERT,
Chairman.

Substitute read first and second time.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 226, a bill for an act to amend chapter 12, title 12 of the code, relating to the inspection of passenger boats, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed for the reason that Senate file No. 194, on same subject has been recommended for passage.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 194, a bill for an act to amend sections 2512, 2513 and 2514 of the code, in relation to the inspection of passenger boats, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Lewis, from the committee on Schools, submitted the following report :

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 183, a bill for an act to amend section two thousand, eight hundred and six (2806) of the code, in relation to the contingent fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the amended substitute therefor be adopted, and that when so adopted it do so pass.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 183.

A bill for an act to amend section two thousand, eight hundred and six (2806) of the code, in relation to the contingent fund.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-eight hundred and six (2806) of the code is amended by inserting between the word "thereof" and the semi-colon in the seventh line, the words, "and such additional sum not exceeding five dollars for each person of school age for transporting children to and from school."

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 240, a bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred House file No. 113, a bill for an act to amend section twenty-eight hundred and thirty-two (2832) of the code, in relation to the distribution of textbooks in counties adopting a uniform series, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred House file No. 186, a bill for an act relating to examination of teachers for state certificates and state diplomas, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 168, a bill for an act to allow a refund of money to patentees, their heirs and assigns, of certain lands patented by the state of Iowa as school lands, the title of which has failed in said patentees, their heirs or assigns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to committee on Claims.

WARREN GARST,
Chairman.

Adopted and so referred.

Senator McArthur, from the committee on Penitentiaries and Pardons, submitted the following report:

MR. PRESIDENT—Your committee on Penitentiaries and Pardons, to whom was referred Senate file No. 260, a bill for an act to amend sections 5862 and 5867 of the code, relating to bonds of wardens and clerks of the penitentiaries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WM. C. MCARTHUR,
Chairman.

Ordered passed on file.

INTRODUCTION OF BILLS.

By Senator Finch, Senate file No. 276, a bill for an act to amend section 3958 of the code, relating to return of executions.

Read first and second time and referred to committee on Judiciary.

By Senator Finch, Senate file No. 277, a bill for an act to amend chapter 44 of title 25 of the code, relating to suspension of sentence in certain cases.

Read first and second time and referred to committee on Judiciary.

SPECIAL ORDER.

The hour having arrived the Senate took up Senate file No. 165, which was made a special order for this time.

On motion of Senator Harriman, Senate file No. 165, a bill for an act to create a department of agriculture, and repeal certain sections of the code, and chapter 42 of the acts of the Twenty-seventh General Assembly, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Harriman moved to amend the title by inserting the words "of the code" in the title.

Carried.

Senator Harriman moved to strike out the words "horticulture, forestry" in the first line of the bill.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senator Harriman—1.

The nays were:

Senators Alberson, Arthaud, Bachman, Ball, Blanchard, Bolter, Cheshire, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hobart, Hopkins, Hubbard, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wilson, Young—33.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Brighton, Classen, Craig, Hayward, Hazelton, Healy, Junkin, Lambert, Mardis, Mullan, Nolan, Smith, Wallace—16.

So the amendment was lost.

Senator Harriman moved to amend section 3 by striking out the period at the end thereof and adding the words and "swine breeders' association."

Carried.

Senator Harriman offered the following amendments and moved their adoption:

I move to amend Senate file No. 165, by adding to the end of section four (4) the following, to wit: "But vacancies occurring from death or other causes shall be filled for the unexpired term, and the board may fill any vacancy in office until the next annual convention."

Adopted.

Amend section six (6), by striking out the word "and" after the word "grains" in the ninth line, and inserting after the word "grasses" in the same line, the following: "and other plants, the adulteration of foods, seeds, and other products;" also, insert a comma after said word "grains."

Also, amend section six (6), by adding to the end thereof, the following, to wit: "It shall be the duty of the Iowa Agricultural Experiment station, to co-operate with the department of agriculture in carrying on these investigations."

Adopted.

Amend section ten (10), by inserting after the word "association" in line 10 thereof, the following to wit: "and the Iowa Agricultural Experiment station."

Adopted.

Amend section thirteen (13) as follows: Substitute a comma for the period after the word "required" in the fourth line thereof and insert after the same word the following, to wit: "which shall be furnished by the executive council in the same manner as other officers are supplied."

Adopted.

Also, amend section thirteen (13) by striking out the word "be" preceding the words "two thousand" in the fourth line thereof, and inserting the words "not exceed."

Adopted.

Amend section 18 by inserting the words "of the code" after the figures 1683 in the fourth line thereof.

Adopted.

Also, amend section 18 by inserting after the figures "1683" in the fourth line, the following: "and chapter forty-two (42) of the acts of the Twenty-seventh General Assembly."

Adopted.

Senator Harriman moved to amend section 19 by adding the words "of the code," in the first line thereof, after the figures "1679" and also in the fifth line, after the figures "1681."

Carried.

Senator Ball offered the following amendment and moved its adoption:

Amend section 11 by inserting after the word "college," in the fifth line, the following: "One copy to each public library organized and supported by taxes under the provisions of the code."

Senator Trewin offered the following substitute for the amendment of Senator Ball:

Amend section 11 by inserting after the word "college," in the fifth line, the following:

"One copy to each library in the state open to the general public."

Adopted.

The amendment as amended was adopted.

Senator Cheshire offered the following amendments and moved their adoption :

I move to amend section two (2) of the bill by striking out the words "Iowa Agricultural college," in the third line, and inserting in lieu thereof the words "State College of Agriculture and Mechanic Arts."

Adopted.

I move to amend section sixteen (16) by inserting after the word "compensation" in the sixth line, the words: "not exceeding four dollars to each member for each day actually and necessarily engaged in the performance of their duties, and necessary expenses incurred."

Adopted.

Senator Emmert offered the following amendment and moved its adoption:

Amend section 10 by inserting in the tenth line, after the word "association," the words "the annual report of the state veterinarian."

Adopted.

Senator Trewin offered the following amendment and moved its adoption.

Amend section sixteen by adding thereto the following:

"Such report shall be edited under the direction of the executive council and be published in accordance with the provisions of section 163 of the code, and acts amendatory thereof."

Senator Alberson moved that the time of adjournment be extended until the bill under consideration be finished.

Lost.

Senator Hayward moved that the time of adjournment be extended fifteen minutes.

Lost.

The hour having arrived the President declared the Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, February 27, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Conrad Hooker, of Des Moines, Iowa.

Senator Brighton presented petition of forty-seven citizens of Jefferson county, Iowa, asking for a law prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Bachman presented petition of seventy-nine citizens of Dickinson county, Iowa, protesting against legislation in favor of the saloons.

Referred to committee on Suppression of Intemperance.

Senator Finch presented petition of citizens of Gilmore City, Iowa, protesting against the solicitation of orders for intoxicating liquors, and endorsed by Christian Endeavor society and Epworth league of the same place.

Referred to committee on Suppression of Intemperance.

Senator Blanchard presented resolutions of meeting of Friends of Oskaloosa, Iowa, protesting against any legislation in favor of saloons. Also, petition of citizens of Oskaloosa, Iowa, in favor of a five mile limit law, which was read.

Referred to committee on Suppression of Intemperance.

Senator Porter presented petition of citizens of Troy, Iowa, protesting against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Titus presented petition of citizens of Pleasant Prairie, Iowa, protesting against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Nolan presented petition of members of the St. Aloysius society of the Sacred Heart congregation of Dubuque, Iowa, against the compulsory education bill.

Referred to committee on Schools.

Senator Hobart presented petition of members of the Ida county bar, in favor of Senate file No. 161, in regard to practicing law without having been admitted to practice in the courts of this state.

Referred to committee on Judiciary.

Senator Bishop presented petition of citizens of Clayton county, Iowa, against the Hilsinger fish bill.

Referred to committee on Fish and Game.

Senator Penrose presented resolution of the Woman's club, of Tama, Iowa, in relation to the appointment of a library commission for the state of Iowa.

Referred to committee on Public Libraries,

Senator Arthaud presented petition of the Nineteenth Century club of Bedford, Iowa, in favor of the bill to promote and establish free public libraries and public school libraries in the state of Iowa.

Referred to committee on Public Libraries.

Senator Arthaud presented petition of the Christian Endeavor society and the Y. P. S. C. E. of Bedford, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Hazelton presented petition of Harvy T. Black and others of Council Bluffs, Iowa, asking for the passage of a law prohibiting solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator McIntire presented communication of J. D. Ferree of Sioux City, Iowa, in reply to some points raised by attorney-

general's opinion of February 17th, in reference to building and loan associations.

Referred to committee on Building and Loan.

Senator Lister presented the following resolution which was read:

The Sibley Civic club, at its last meeting, passed the following resolution:

WHEREAS, We believe that the principles of the Declaration of Independence apply to women equally with men; that therefore "governments derive their just powers from the consent of *all* the governed;" therefore be it

Resolved, That the Sibley Civic club respectfully request Senator G. W. Lister to use his vote and influence in favor of the equal suffrage measure now before the legislature.

MRS. AUPPERLE,

President.

KATE M. CHIDESTER,

Secretary.

Senator Harriman moved that the concurrent resolution fixing the time of adjournment on March 1st, which was passed by the Senate, be reconsidered.

Carried.

Senator Trewin moved that the concurrent resolution lie on the table.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House herewith recalls House file No. 31, a bill for an act to amend section 2849 of the code, in regard to the rate of interest on permanent school fund.

S. M. CART,

Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution relative to the allowance of additional stationery.

S. M. CART,

Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution relative to the regular amount of stationery for members of the Twenty-eighth General Assembly.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 14, a bill for an act to repeal chapter thirty-eight (38) of the laws of the Twenty-seventh General Assembly, relative to the cutting of weeds on the public roads, and to enact a substitute in lieu therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 147, a bill for an act to amend section four hundred and seventy-nine (479), chapter three (3), title four (4) of the code relating to the compensation of county auditors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 119, a bill for an act to regulate the sale and require the redemption of passenger tickets by common carriers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 181, a bill for an act to legalize the resolutions, ordinances and proceedings of the council of the incorporated town of Primghar, O'Brien county, Iowa.

S. M. CART,
Chief Clerk.

INTRODUCTION OF BILLS.

By Senator Allyn, Senate file No. 278, a bill for an act to provide for the collection of delinquent personal taxes.

Read first and second time and referred to committee on Ways and Means.

By Senator Lewis, Senate file No. 279, a bill for an act amending sections eighteen hundred and ninety-eight and nineteen hundred and two of the code, relative to building and loan and savings and loan associations, and limiting interest and other charges and expenses.

Read first and second time and referred to committee on Building and Loan.

By Senator Lewis, Senate file No. 280, a bill for an act authorizing school corporations to become associates with the state library, and providing a tax for the payment of the expenses thereof.

Read first and second time and referred to committee on Schools.

By Senator Garst, Senate file No. 281, a bill for an act to amend paragraph number 8 of section 89 of the code, relating to the drawing of warrants by the auditor of state.

Read first and second time and referred to committee on Ways and Means.

By Senator Emmert, Senate file No. 282, a bill for an act to establish the Iowa State reformatory and make appropriations therefor.

Read first and second time and referred to committee on Charitable Institutions.

By Senator Hazelton, Senate file No. 283, a bill for an act to amend section 253 of the code, relating to necessary expenses of judge of the district court.

Read first and second time and referred to committee on Judiciary.

By Senator Titus, by request, Senate file No. 284, a bill for an act entitled "an act to amend section 3806 of the code, relating to foreign administration."

Read first and second time and referred to committee on Judiciary.

By Senator Finch, Senate file No. 285, a bill for an act to prevent fraudulent reports, statements or returns by banks organized under laws of state of Iowa, and to provide for the punishment therefor.

Read first and second time and referred to committee on Banks and Banking.

By Senator Nolan, Senate file No. 286, a bill for an act to authorize the auditor of state to issue warrants for the sums of ten hundred and four dollars and thirty-four cents (\$1,004.34) to James J. Dunn, and for the sum of two hundred and seventy-one dollars and twenty-five cents (\$271.25) payable to Martin P. Healy.

Read first and second time and referred to committee on Appropriations.

Senator Blanchard moved that 200 additional copies of Senate file No. 265 be ordered printed.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 181, a bill for an act to legalize the resolutions, ordinances and proceedings of the council of the incorporated town of Primghar, O'Brien county, Iowa.

Read first and second time and referred to committee on Judiciary.

Substitute for House file No. 119, a bill for an act to regulate the sale, and require the redemption of passenger tickets by common carriers.

Read first and second time and referred to committee on Railways.

Substitute for House file No. 147, a bill for an act to amend section 479, chapter 3, title 4 of the code, relating to the compensation of county auditors.

Read first and second time and referred to committee on Compensation of Public Officers.

Substitute for House file No. 14, a bill for an act to repeal chapter 38 of the laws of the Twenty-seventh General Assembly, relative to the cutting of weeds on the public roads, and to enact a substitute in lieu therefor.

Read first and second time and referred to committee on Highways.

Concurrent resolution, relative to the regular amount of stationery for members of the Twenty-eighth General Assembly.

Passed on file.

Concurrent resolution, relative to the allowance of additional stationery.

Passed on file.

House recalls House file No. 31, a bill for an act to amend section 2849 of the code, in regard to the rate of interest on permanent school fund.

Ordered returned.

REPORTS OF COMMITTEES.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 254, a bill for an act to amend section seven hundred and ninety-nine (799) of the code, relating to street improvements and special assessments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred House file No. 54, a bill for an act to amend section 732, chapter 4, title 5 of the code, providing for levy of library tax in cities of first class having a population of less than twenty-five thousand, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute, and the recommendation that the substitute do pass.

The following substitute was read first and second time:

SUBSTITUTE FOR HOUSE FILE NO. 54—BY COMMITTEE ON CITIES AND TOWNS.

A bill for an act to amend section seven hundred and thirty-two (732) of the code, relating to the levying of taxes for library purposes.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section seven hundred and thirty-two (732) of the code, be and the same is hereby amended by inserting before the word "cities" in the fifth line of said section the words "all other," and by striking out of the same line the words "of second class," also by striking out the following words in the seventh and eighth lines of said section to wit: "of the first class having a population of twenty-five thousand or over "

Sec. 2. This act being deemed of immediate importance shall be in full force and effect on and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was referred House file No. 58, a bill for an act to amend section two thousand, nine hundred and ninety-two (2992) of the code, relating to landlord and tenant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute hereto attached be adopted and when so adopted that the same do pass.

The following substitute was read first and second time:

SUBSTITUTE FOR HOUSE FILE NO. 58—BY COMMITTEE ON AGRICULTURE.

A bill for an act to repeal section twenty-nine hundred ninety-two (2992) of the code, and enact a substitute therefor, relating to landlord and tenant.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-nine hundred ninety-two (2992) of the code be and the same is hereby repealed and the following enacted in lieu thereof: "A landlord shall have a lien for his rent upon all crops grown upon the leased premises, and upon any other personal property of the tenant which has been used or kept thereon during the term and not exempt from execution, for the period of one year after a year's rent, or the rent of a shorter period falls due; but such lien shall not in any case continue more than six months after the expiration of the term, and shall not be enforceable against innocent purchasers of grain grown upon the leased premises, without notice thereof, unless the instrument or lease reserving the rent is acknowledged and indexed in a book in which the county recorder of the county, where the leased land is situated, shall index all leases filed in his office, describing the leased premises, showing the amount for which the

lien is claimed, the date such lease was made, the date of filing and the date of expiration. Such recorder shall receive for filing and indexing leases the sum of twenty cents. When a receipt is presented to the county recorder or his deputy, signed by the landlord, showing that the amount specified in said lease for which lien is claimed has been received by the landlord, the county recorder shall indicate same on his filing record and retain in his office such receipt, and when so noted on his filing record, it shall be constructive notice to the public that such lien has been satisfied, and is no longer a lien on said grain as against third persons. In the event that a stock of goods or merchandise, or a part thereof subject to a landlord's lien, shall be sold under judicial process, order of court, or by an assignee under a general assignment for benefit of creditors, the lien of the landlord shall not be enforceable against said stock or portion thereof except for rent due for the term already expired, and for rent to be paid for the use of demised premises for a period not exceeding six months after date of sale, any agreement of the parties to the contrary notwithstanding."

W. F. HARRIMAN,
Chairman.

Ordered passed on file.

Senator Hopkins, from the committee on Public Libraries, submitted the following report :

MR. PRESIDENT—Your committee on Public Libraries, to whom was referred Senate file No. 32, a bill for an act to promote the establishment and efficiency of free public libraries and public school libraries in the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that same be amended as follows, and when so amended that the same do pass :

Amend section 5 by striking out the figure "4" in the seventh line and inserting the word "four" in lieu thereof. Amend section 5 by striking out the word "treasurer" in the twelfth line and insert the word "auditor" in lieu thereof. Amend section 5 by striking out after the words "who shall" in the twelfth line, the words "cause the same to be paid from" and inserting the words "issue warrants therefor upon," in lieu thereof. Amend section 5 by striking out the words "the general," in the thirteenth and fourteenth lines and insert the word "any" in lieu thereof. Amend the bill by striking out section 6.

F. M. HOPKINS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Public Libraries, to whom was referred Senate file No. 230, a bill for an act to amend chapter one hundred forty-eight (148) of the acts of the Twenty-seventh General Assembly of Iowa, relating to traveling libraries, beg leave to report that they have had the same under consideration and have instructed me to report the

same back to the Senate with the recommendation that the same do pass.

F. M. HOPKINS,
Chairman.

Ordered passed on file.

Senator Fitchpatrick, from the committee on Public Buildings, submitted the following report:

MR. PRESIDENT—Your committee on Public Buildings, to whom was referred several memorials and communications relative to rooms occupied jointly by the Horticultural society and the State board of health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the amended concurrent resolution do pass.

Resolved by the Senate, the House concurring: That the executive council be and are hereby directed to cause the custodian to remove his office into the room now occupied by the labor commissioner and occupy that room jointly with said commissioner; that the State Horticultural society be removed to the room to be vacated by the custodian, and that the board of health be allowed to remain in the rooms where they now are.

J. A. FITCHPATRICK,
Chairman.

Ordered passed on file.

By unanimous consent, on motion of Senator Trewin, substitute for House file No. 54, a bill for an act to amend section 732 of the code, relating to the levying of taxes for library purposes, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Titus moved that further consideration of substitute for House file No. 54 be postponed until 10:30 o'clock to-morrow.

Carried.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT AND MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 3, a bill for an act to amend section seven hundred forty (740) of the code, enabling school corporations to accept gifts and bequests.

Also, House file No. 101, a bill for an act to authorize the auditor of state to issue a warrant for two hundred seventy-five dollars (\$275) to Mrs. Mary E. McCully, widow of Hon. H. M. McCully, deceased, representative

from Marion county in the Twenty-seventh General Assembly, for balance due him as member thereof.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

BILLS ON THIRD READING.

The Senate resumed consideration of Senate file No. 165, which was pending yesterday.

Senator Trewin moved the adoption of the amendment offered by him yesterday.

Adopted.

Senator Cheshire offered the following amendment and moved its adoption.

I move to amend section eleven by striking out the words "State Agricultural college" in the fifth line and insert in lieu thereof the words "State College of Agriculture and Mechanic Arts."

Adopted.

Senator Garst offered the following amendment and moved its adoption.

I move to amend section eleven (11), by adding thereto the following:

"The executive council shall receive competitive bids for the printing and binding of the year book, and let the contract to the lowest responsible bidder."

Senator Lewis moved that the time of adjournment be extended until the remarks of Senator Trewin are concluded and the Journal be corrected.

Carried.

The Journal of Saturday was taken up, corrected and approved.

The Journal of yesterday was taken up, corrected and approved.

The hour having arrived the President declared the Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, February 28, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Robert Beer of Des Moines, Iowa.

On request of Senator Alexander, leave of absence was granted Senator Fitchpatrick.

PETITIONS AND MEMORIALS.

Senator Harriman presented petition of Herbert Wood and seventy others of Hancock county, Iowa, and also petition of Mrs. H. Wood, and nineteen other women of the same place, asking that the word "male" be stricken from the constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Bachman presented petition of twenty-nine citizens of Kossuth county, Iowa, asking the passage of Senate file No. 214, in relation to dairy commissioner.

Referred to committee on Public Health.

Senator Townsend presented remonstrance of W. C. Haines, relating to the Industrial Home for the Blind at Knoxville.

Referred to committee on Charitable Institutions.

Senator Townsend presented petition of Christian Endeavor society of Albia, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Classen presented petition of seventy citizens of Marshall county, Iowa, against the compulsory education bill.

Referred to committee on Schools.

Senator Griswold presented petition of twenty-two citizens of Littleton, Buchanan county, Iowa, in favor of the five-mile limit bill.

Referred to committee on Suppression of Intemperance.

Senator Alberson presented petition of citizens of Washington county, Iowa, in favor of the five-mile limit bill.

Referred to committee on Suppression of Intemperance.

Senator Crossley presented petition of citizens of Adair county, Iowa, asking the passage of House file No. 230, in relation to dairy commissioner.

Referred to committee on Agriculture.

Senator Titus presented petition of citizens of Muscatine county, Iowa, in favor of the five-mile limit bill.

Referred to committee on Suppression of Intemperance.

Senator Tallman presented petition of forty-two citizens of Warren county, Iowa, against the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Hopkins presented petition of citizens of Dallas Center, Iowa, against the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

Senator Arthaud presented petition of forty-three citizens of Adams county, Iowa, against the sale of intoxicating liquors within five miles of state educational institutions. Also, resolutions of citizens of Corning, Iowa, protesting against any legislation in favor of saloons.

Referred to committee on Suppression of Intemperance.

Senator Lambert presented petition of the members of school board of the city of Maquoketa, Iowa, in favor of Senate file No. 250, relative to normal school departments.

Referred to committee on Educational Institutions.

Senator Lister presented petition of teachers in the Orange City public schools, in favor of the appropriation asked for by the Iowa State Normal school at Cedar Falls, Iowa.

Referred to committee on Appropriations.

Senator Hobart presented resolution of the citizens of Cherokee, Iowa, in mass meeting, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Alexander presented petition of the Christian Endeavor society of Central Park Presbyterian church, Cedar Rapids, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Hazelton presented petition of J. W. Wilson and others, of Council Bluffs, Iowa, in favor of a law prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Wallace presented petition of citizens of Hardin county, Iowa, in favor of a law prohibiting the sale of intoxicating liquors within five miles of state educational institutions.

Referred to committee on Suppression of Intemperance.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:

DES MOINES, February 27, 1900.

To the Senate:

I have the honor to nominate Joseph D. McGarraugh, of the county of Polk, for custodian of public buildings and property, to succeed himself.

LESLIE M. SHAW.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution, relative to the disposal of session laws for the years prior to the year 1894.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 261, a bill for an act making an appropriation to provide for the education of Linnie Haguewood.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 136, a bill for an act to amend sections 2849 and 2855 of the code, relating to the school fund loans and interest.

S. M. CART,
Chief Clerk.

REPORTS OF COMMITTEES.

Senator Craig, from the committee on Insurance, submitted the following report:

MR. PRESIDENT—Your committee on Insurance, to whom was referred, Senate file No. 181, a bill for an act to amend section 1720 of the code relating to the auditor's insurance report and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed for the reason that House file No. 188, on the same subject has been recommended for passage.

GEO. M. CRAIG,
Chairman.

Adopted.

Also :

MR. PRESIDENT—Your committee on Insurance, to whom was referred House file No. 188, a bill for an act to repeal section 1720 of the code, relating to the auditor's insurance report and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

GEO. M. CRAIG,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Insurance, to whom was referred House file 174, a bill for an act to amend section 1806 of the code, relating to loans on life insurance policies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

GEO. M. CRAIG,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 142, a bill for an act to amend section eighteen hundred and six (1806) of the code, relating to loans on life insurance policies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed for the reason that House file No. 174 on same subject has been recommended for passage.

GEO. M. CRAIG,
Chairman.

Adopted.

Senator Moffit, from the committee on Military, submitted the following report:

MR. PRESIDENT—Your committee on Military, to whom was referred Senate file No. 231, a bill for an act to define powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

That section 2 be amended by striking out the words "a court martial," in the third line, and inserting in lieu thereof the words "commandant or a court martial, if the members so elect."

That lines six and seven be amended by striking out the words "residing in the state of Iowa."

That line fifteen be amended by striking out the words "at the time of such discharge," and inserting in lieu thereof the words "after his ticket has been purchased."

That line sixteen be amended by changing the word "ninety" and the figures "90" to the word "thirty" and the figures "30."

That section 3 of the bill be stricken out, and when so amended that the same do pass.

JOHN T. MOFFIT,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 42, a bill for an act to levy a tax to provide for the erection, improvement and equipment of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

Also, House file No. 48, a bill for an act to amend section two thousand, four hundred and one (2401) of the code, relative to conducting business under permits.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

Senator Allyn, from the committee on Printing, submitted the following report:

MR. PRESIDENT—Your committee on Printing, to whom was referred Senate file No. 259, a bill for an act to amend section 137 of the code, relating to the publication of the proceedings of the State Teachers' association, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Printing, to whom was referred Senate file No. 190, a bill for an act to amend section one hundred and twenty-five (125) of the code, relating to the printing and binding of the reports of state officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Printing, to whom was referred Senate file No. 152, a bill for an act to amend sections one hundred and eighteen (118), one hundred and nineteen (119) and one hundred and twenty (120) of the code, defining the duties of state printer and state binder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out the word "and," in first line of title, and to insert the words "and one hundred and twenty" (120) after the words "one hundred and nineteen" (119) of the title.

Also, that the first line of section three (3) be stricken out and insert the following words in lieu thereof: "That section one hundred and twenty (120) be repealed and the following enacted in lieu thereof."

And that the same do pass.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Printing, to whom was referred Senate file No. 190, a bill for an act to amend section one hundred and twenty-five (125) of the code, relating to the printing and binding of the reports of state officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Printing, to whom was referred Senate file No. 166, a bill for an act to amend section 136 of the code, relating to the printing of the reports of the Academy of Sciences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed for the reason that a substitute has been reported for House file No. 78, the same being identical.

GEO. S. ALLYN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Printing, to whom was referred House file No. 78, a bill for an act to amend section one hundred and thirty-six (136) of the code, relating to the printing of the reports of the Academy of Sciences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following substitute be adopted, and when so adopted the same do pass.

SUBSTITUTE FOR HOUSE FILE NO. 78.

A bill for an act to amend section one hundred and thirty-six (136) of the code, relating to the printing of the reports of the Academy of Sciences.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section one hundred and thirty-six (136) of the code be and the same is hereby amended by inserting after the word "published," in the second line thereof, the words "with necessary illustrations."

Sec. 2. This act, being deemed of immediate importance, shall be in effect after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

GEO. S. ALLEN,
Chairman.

Read first and second time and passed on file.

Senator Garst moved that the Senate go into executive session at 11:50 o'clock this morning.

Carried.

BILLS ON THIRD READING.

By unanimous consent, on motion of Senator Titus, substitute for House file No. 54, a bill for an act to amend section seven hundred and thirty-two (732) of the code, relating to the levying of taxes for library purposes, which was under consideration yesterday, was taken up in lieu of Senate file No. 165, which was made a special order for this time.

Senator Titus offered the following amendment and moved its adoption:

I move to amend the substitute for House file No. 54, by adding at the end of section 1 of the said substitute, the following words: "and by inserting in lieu thereof the words 'and towns.'"

Carried.

Senator McIntire moved that the substitute as amended be adopted, which motion prevailed and the substitute was adopted.

Senator McIntire moved that the rule be suspended, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson, Young—43.

The nays were:

None.

Absent or not voting:

Senators Ball, Blanchard, Finch, Fitchpatrick, Hubbard, Junkin, Tallman—7.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

The Senate resumed consideration of Senate file No. 165, which was a special order and pending yesterday.

The question was on the amendment offered by Senator Garst, printed in the Journal of yesterday.

Senator Harriman moved that when the Senate adjourn at 12 o'clock to-day it be to meet at 2 o'clock this afternoon.

Carried.

Senator Emmert moved the previous question on the pending amendment.

Carried.

Senator Emmert and Senator Fitchpatrick were paired on the amendment under consideration, and Senator Emmert asked that the Journal so show, and also show that if he had voted he would have voted yea.

Senators McIntire and Blanchard were also paired on this amendment, and Senator McIntire asked that the Journal so show, and also show that if he had voted, he would have voted yea.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Arthaud, Ball, Bishop, Cheshire, Craig, Crossley, Finch, Garst, Gorrell, Healy, Hubbard, Lambert, Lyons, Nolan, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wilson, Young—23.

The nays were:

Senators Alexander, Allyn, Bachman, Bolter, Brighton, Classen, Eaton, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Trewin, Wallace—22.

Absent or not voting:

Senators Blanchard, Emmert, Fitchpatrick, Junkin, McIntire—5.

So the amendment was adopted.

Senator Ball offered the following amendment and moved its adoption:

Amend section 21 by adding thereto the following:

“The state shall not be liable for the payment of any premiums offered by the state board of agriculture, nor for any expenses or liabilities incurred by said board except as expressly provided for in this act.

Adopted.

Senator McIntire offered the following amendment and moved its adoption:

I move to amend section 14 by adding thereto the following: “Not exceeding one hundred dollars per annum.”

Adopted.

Senator Titus made the following motion:

I move to reconsider the vote by which the amendment offered by the senator from Carroll to Senate file 156, providing for the printing of the year book by contract, was adopted.

The Journal of yesterday was taken up, corrected and approved.

The Senate went into executive session at 11:50 o'clock A. M., for the purpose of considering the nomination by the governor of Joseph D. McGarraugh, as custodian of public buildings and property.

On motion, the nomination was referred to a committee composed of Senators Mullan, Garst, Trewin, Emmert and Porter, to report to the Senate at a future executive session.

The Senate arose from executive session at 12 o'clock M

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

INTRODUCTION OF BILLS.

By Senator Lewis, Senate file No. 287, a bill for an act appropriating six hundred and twenty dollars (\$620) to compensate Charles Alexander for eight horses killed by J. I. Gibson, state veterinary surgeon, as glandered.

Read first and second time and referred to committee on Claims.

By Senator Lewis, Senate file No. 288, a bill for an act appropriating one hundred and seventy-five dollars (\$175) to compensate Charles Rowdabush for two horses killed by J. I. Gibson, state veterinary surgeon, as glandered.

Read first and second time and referred to committee on Claims.

REPORTS OF COMMITTEES.

Senator Junkin, from the committee on Ways and Means, submitted the following bill with the recommendation that it do pass:

SENATE FILE NO. 289.

A bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa, and extending the time for payment of taxes by said companies.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That all certificates issued by the auditor of state to insurance companies incorporated under the laws of the state of Iowa authorizing such companies to transact business until March 1, 1900, and in force February 28, 1900, are hereby continued in force until April 1, 1900, and the time of payment of taxes by said companies under section thirteen hundred and thirty-three (1333) of the code, is hereby extended to April 1, 1900, and said companies are hereby authorized to transact business under said certificates until said date unless such certificates are sooner revoked in accordance with law.

Sec. 2. This act being deemed of immediate importance shall be in force and effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Read first and second time by title, and placed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 181, a bill for an act to legalize the ordinances of the incorporated town of Primghar, O'Brien county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 9, a bill for an act to amend section 3138 of the code, in relation to hotel and innkeepers' liabilities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended the bill do pass.

Amend section 1 of the bill by striking out all after the words "steamboat owners" in the fourth line thereof.

Amend by adding as section 2 of the bill the following.

Sec. 2. Also, amend said section of the code, by striking out the word "or" in the eleventh line and by inserting after the word "keeper" in the same line the words "or steamboat owner."

Also, amend the bill by making section 2 of the bill section 3 thereof.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 84, a bill for an act to prevent boxing exhibitions or glove contests, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 84.

A bill for an act to punish persons engaging in boxing contests or sparring exhibitions where an admission fee is charged, those who knowingly aid, abet or assist such contests and exhibitions, and those who knowingly permit any ground, lot, building, hall or structure to be used for such contests or exhibitions.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. Whoever engages in any boxing contest or sparring exhibition with or without gloves for a prize, reward or anything of value, at which an admission fee is charged or received, either directly or indirectly, and whoever knowingly aids, abets or assists in any such boxing contest or sparring exhibition, and any owner or lessee of any ground, lot, building, hall or structure of any kind knowingly permitting the same to be used for such boxing contest or sparring exhibition shall be fined not exceeding three hundred dollars or imprisoned in the county jail not exceeding ninety days.

Ordered passed on file.

Senator Wilson, from the committee on Public Lands, submitted the following report:

MR. PRESIDENT—Your committee on Public Lands, to whom was referred Senate file No. 268, a bill for an act to relinquish to the public certain real property for street purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. L. WILSON,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 158, a bill for an act granting the right to corporations organized under the laws of a foreign country and corporations organized under the laws of this country, one half of the stock of which is owned and controlled by nonresident aliens, to hold and dispose of real property and to legalize certain contracts and conveyances of such corporations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section 1 by striking out the word "of" and figures "1897" after the word "code," in the ninth line thereof; also, amend said section by striking out the words "of eighteen hundred and ninety-seven" and figures "1897" after the word "code," in the fourteenth and fifteenth lines; also, amend section 3 by striking out the words "of eighteen hundred and ninety-seven" and the figures "1897," in the sixth line thereof; also, further amend said section by striking out the words "of eighteen hundred and ninety-seven" and figures "1897," in the twelfth and thirteenth lines thereof.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 61, a bill for an act repealing section 4261 of the code, relative to attorneys' fees in partition cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

The following bill was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 61.

A bill for an act to amend section forty-two hundred and sixty-one (4261) of the code, in relation to attorneys' fees in partition.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section forty-two hundred and sixty-one (4261) of the code be and is hereby amended by inserting in the third line thereof, after the word "fee," the following: "but when a defense is made in good faith the court may apportion the fees."

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

By unanimous consent, on motion of Senator Junkin, Senate file No. 289, a bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa, and extending the time for payment of taxes by said companies, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Junkin moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—44.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Eaton, Fitchpatrick, Hubbard, McIntire, Mullan—6.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Titus called up the motion to reconsider the vote by which the amendment offered by Senator Garst passed the Senate this morning.

A roll call was demanded.

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Classen, Eaton, Griswold, Harriman, Hayward, Hazelton, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Titus, Trewin, Wallace—20.

The nays were:

Senators Alberson, Ball, Bishop, Bolter, Cheshire, Craig, Crossley, Emmert, Finch, Garst, Gorrell, Healy, Hobart, Hopkins, Lambert, Lyons, McIntire, Nolan, Perrin, Porter, Smith, Tallman, Townsend, Wilson, Young—25.

Absent or not voting:

Senators Blanchard, Brighton, Fitchpatrick, Hubbard, Junkin—5.

So the motion to reconsider was lost.

HOUSE MESSAGES CONSIDERED.

Concurrent resolution relative to the disposal of session laws for the years prior to the year 1894.

Passed on file.

Senate file No. 136, a bill for an act to amend sections 2849 and 2855 of the code, relating to the school fund loans and interest.

Passed on file.

House file No. 261, a bill for an act making an appropriation to provide for the education of Linnie Haguewood.

Read first and second time and passed on file.

The Senate resumed consideration of Senate file No. 165 which was pending this morning.

Senator Moffit offered the following amendment and moved its adoption:

I move that the words "two thousand" and the figures "2,000" in the fourth line of section 13 of the printed bill be stricken out and the words "fifteen hundred" and the figures "1500" be inserted in lieu thereof.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Bachman, Bishop, Bolter, Brighton, Crossley, Eaton, Finch, Garst, Gorrell, Healy, Lambert, Lewis, Lister Lyons, McIntire, Moffit, Nolan, Porter, Smith, Tallman, Townsend, Wallace, Wilson—28.

The nays were:

Senators Alexander, Allyn, Arthaud, Ball, Cheshire, Classen, Craig, Emmert, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Junkin, Mardis, Mullan, Perrin, Titus, Trewin, Young—21.

Absent or not voting:

Senators Alberson, Blanchard, Fitchpatrick, Hubbard, McArthur, Penrose—6.

So the amendment was adopted.

Senator Harriman moved that the rule be suspended, and that the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—45.

The nays were:

Senator Gorrell—1.

Absent or not voting:

Senators Blanchard, Fitchpatrick, Hubbard, Townsend—4

. So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

The President announced that he had signed in the presence of the Senate, House files Nos. 8, 101, 42 and 48.

Senator Emmert moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Thursday, March 1, 1900. }

Senate met in regular session at 10 o'clock, A. M., President Milliman presiding.

Prayer was offered by Rev. Jay C. Foncrook, of Ida Grove, Iowa.

On request of Senator Moffit, leave of absence was granted Senator Classen.

On request of Senator Wallace, leave of absence was granted Senator Hopkins.

PETITIONS AND MEMORIALS.

Senator Brighton presented petition of citizens of Jefferson county, Iowa, relative to tax levy for tile for improvement of roads.

Referred to committee on Highways.

Senator Harriman presented petition of F. J. Gressler and thirty five other citizens of Franklin county, Iowa, protesting against the bill prohibiting the shooting of game during the spring months.

Referred to committee on Fish and Game.

Senator Harriman presented petition of Frank G. Wilcox and fifteen other members of the Christian Endeavor society of the Congregational church of Britt, Iowa, asking that a law be passed prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Hayward presented petition of Louis Block and twenty-three other members of the Scott county bar, in favor

of Senate file No 225, relating to practice of foreign attorneys in courts of this state.

Referred to committee on Judiciary.

Senator Titus presented petition of L. H. Riley and others of Louisa county, Iowa, protesting against the passage of the bill restricting spring hunting.

Referred to committee on Fish and Game.

Senator Titus presented petition of citizens of Muscatine county, Iowa, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Penrose presented petition of citizens of Vinton, Iowa, asking the passage of Senate file No. 7, in regard to the manufacturing of pearl buttons in the state penitentiaries.

Referred to committee on Judiciary.

Senator Eaton presented petition of the citizens of Percival, Iowa, which petition is also endorsed by the Baptist and Congregational churches of that place, relating to the solicitation of orders for intoxicating liquors; also a petition of citizens of Shenandoah, Iowa, on same subject.

Referred to committee on Suppression of Intemperance.

Senator Lister presented petition of the Roman Catholic Mutual Protective association of Iowa, against the compulsory education law.

Referred to committee on Schools.

Senator Titus presented petition of citizens of West Liberty, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Healy presented petition of citizens of Manson, Iowa, relating to the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Hubbard, Senate file No. 290, a bill for an act to authorize common carriers to transport for manufacturers and wholesalers doing business in the state of Iowa under and in

accordance with sections 2456 to 2461 of the code, inclusive, known as the manufacturers' law, malt, vinous or spirituous liquors without first requiring a certificate as required by section 2419 of said code.

Read first and second time and referred to committee on Railways.

By Senator Crossley, by request, Senate file No. 291, a bill for an act requiring the examination and providing for the licensing of municipal and county engineers, and for the protection of public property and public health.

Read first and second time and referred to committee on Public Health.

By Senator Gorrell, Senate file No. 292, a bill for an act to increase the support of the State hospital departments.

Read first and second time and referred to committee on Appropriations.

By Senator Trewin, Senate file No. 293, a bill for an act in relation to the regulation of contracts of insurance upon lives of persons.

Read first and second time and referred to committee on Insurance.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectively report that they have examined, and find correctly enrolled, Senate file No. 155, a bill for an act appropriating money to pay express and freight.

Also, Senate file No. 72, a bill for an act to make an appropriation for the purchase of thirty thousand railroad commissioners' maps, to be distributed by the general assembly and also by the railroad commissioners.

Also, Senate file No. 67, a bill for an act to amend section seven hundred and twenty-seven (727) of the code, in relation to the powers of cities and towns to establish free public libraries.

Also, Senate file No. 35, a bill for an act to amend section five thousand and thirty-four (5034) of the code, relating to using blasphemous or obscene language.

Also, substitute for Senate file No. 10, a bill for an act providing for the levy of a special tax of one tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state for the erection, improvement and equipment of building for the State university.

Also, Senate file No. 114, a bill for an act to legalize the levy and collection of a library tax, levied on the taxable property of the city of Council Bluffs, for the years 1898 and 1899.

Also, Senate file No. 83, a bill for an act to amend section 779 of the code, relating to the collection of taxes.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Hayward, from the committee on Charitable Institutions, submitted the following report:

MR. PRESIDENT—Your committee on Charitable Institutions, to whom was referred Senate file No. 227, a bill for an act to establish a reformatory for females at Anamosa to be known as the Iowa industrial reformatory for females, and to make appropriations therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Judiciary.

W. C. HAYWARD,
Chairman.

Adopted and so referred.

Senator Eaton, from the committee on Constitutional Amendments and Suffrage, submitted the following report:

MR. PRESIDENT—Your committee on Constitutional Amendments and Suffrage, to whom was referred Joint resolution No. 3, to instruct senators and representatives in congress to propose an amendment to the Federal Constitution providing for the election of United States senators by direct vote of the people, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WILLIAM EATON,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Constitutional Amendments and Suffrage, to whom was referred Joint resolution No. 6, proposing an amendment to the constitution of Iowa, relative to suffrage, and to provide for its reference and publication, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WILLIAM EATON,
Chairman.

Ordered passed on file.

Senator Bachman, from the committee on Public Health, submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file 160, a bill for an act to repeal chapter 19, of title 12 of the code, and enacting a substitute therefor, creating a board of dental examiners and regulating the practice of dentistry, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the accompanying substitute therefor, and with the recommendation that the substitute do pass.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 160—BY HOBART.

A bill for an act to repeal chapter nineteen (19), of title twelve (12) of the code, and enacting a substitute therefor, creating a board of dental examiners, and regulating the practice of dentistry.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1 That chapter nineteen (19), of title twelve (12) of the code be, and the same is hereby repealed, and the following enacted in lieu thereof:

Sec. 2. The board of dental examiners shall consist of five practicing dentists, who shall have been engaged in the continuous practice of their profession in this state for the period of five years preceding their appointment, one of whom shall be appointed annually by the governor, and hold office for the term of five years, from and after the first day of August following his appointment, and until his successor is appointed.

The Iowa State Dental society shall, at the request of the governor, submit a list of dentists of recognized ability, from which he may select the member of the board to be appointed. All vacancies occurring in the board shall be filled in like manner, and the appointee hold office for the unexpired term of his predecessor.

All members of the present board shall continue in office, under this act, until the expiration of their present terms of office.

Sec. 3. The board shall organize by selecting one of its members as president, and one as secretary and treasurer, and shall meet at least once each year, and at such other times as it may deem necessary, and at such place as it may select. A majority of the board shall constitute a quorum, and its meetings shall at all reasonable times be open to the public.

Sec 4. The board shall at any regular meeting, and may at any special meeting, examine applicants for a license to practice dentistry as to their knowledge and skill in dental surgery, and shall issue to such applicants as are found to be qualified, a license authorizing them to practice dentistry.

The license shall be signed by each member of the board, attested by the president and secretary, and have the seal of the board affixed thereto, and shall be presumptive evidence of the right of the holder to practice dentistry in this state.

The name, age, nativity, location, number of years of practice of the person to whom a license is given, the number of the license and the date of the registration thereof, shall be entered in a book kept in the office of the secretary of the board, which shall be open to the inspection of the public, under proper restrictions as to its safe keeping, and the number of the book and page containing such entries shall be noted on the face of the license.

Each applicant for a license shall pay to the board a fee of twenty dollars before a license is issued.

Sec. 5. The board shall have authority to take testimony in relation to all matters within its jurisdiction, and the presiding officer thereof, or of any committee appointed thereby, may issue subpoenas for, and administer oaths to witnesses called to testify before the board or such committee; and it may make and adopt all necessary rules, regulations and by-laws not inconsistent with law necessary to enable it to perform the duties and transact the business authorized and required by this act.

Sec. 6. The treasurer shall, upon assuming the duties of his office, file with the secretary of state a good and sufficient bond in the penal sum of one thousand dollars, conditioned for the faithful discharge of his duties; and shall keep a full and accurate account of all moneys received by him under the provisions of this act, and pay out the same upon the written order of the president, countersigned by the secretary.

Sec. 7. Each member of the board shall receive the sum of five dollars for each day he is actually engaged in the duties of his office, with the actual expenses incurred by him in the discharge of such duties, and the treasurer shall receive a salary not exceeding three hundred dollars per annum for his services as secretary and treasurer, which amounts shall be paid out of the fund received by the board under the provisions of this act, and from no other fund or source.

Sec. 8. The board shall make a biennial report to the governor of its proceedings, including a full and accurate account of all moneys received and disbursed, and the president shall appoint an auditing committee, consisting of three practicing dentists of the state who are not members of the board, whose duty it shall be to audit the accounts of the board annually, and make a full report thereof, which report shall accompany the biennial report made by the board to the governor.

Any sum of money remaining after the payment of the compensation and expenses of the members of the board and the salary of the secretary and treasurer, shall be by the treasurer paid into the state treasury on or before the first day of May of each year.

Sec. 9. Every person to whom a license is issued under this act shall file the same with the clerk of the district court in the county in which he desires to practice dentistry, and the clerk of the court shall be entitled to charge a fee of twenty-five cents for filing such license; and a failure to so file such license within one year after the same was issued by the board, shall work the forfeiture thereof.

Sec. 10. It shall be unlawful for any person to practice dentistry in this state without having complied with the provisions of this act, and any person who shall violate the provisions thereof shall be deemed guilty of a misdemeanor, and upon a conviction shall be punished by a fine not exceeding two hundred dollars or imprisonment in the county jail not more than forty days, or by both such fine and imprisonment.

Sec. 11. No member of a dental college faculty, or no person connected therewith, shall be eligible to an appointment upon the state board of dental examiners.

Sec. 12. Nothing herein shall be construed to prevent physicians and surgeons from extracting teeth in the practice of their profession, or to prevent bona fide students of dentistry, in the regular course of their instruction, from operating upon patients at clinics, or under the supervision and in the presence of their preceptors, but no fee or salary for such operations shall be received, either directly or indirectly, by any such student of dentistry. And nothing herein shall be construed to prohibit the practice of dentistry in this state by any practitioner who has been duly registered in accordance with the laws of Iowa existing prior to the passage of this act; or any person who is a member of an incorporated society or community and practicing dentistry solely for and among the members of such community or incorporated society, without charge or compensation.

E. W. BACHMAN,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 238, a bill for an act to amend section 2985 of the code, in relation to the descent of homestead, and subjecting the shares of the heirs to the debts of the parents, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 225, a bill for an act to amend section 316 of the code, relating to attorneys resident in other states, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Wallace, from the committee on Highways, submitted the following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 25, a bill for an act to repeal chapter 23 of the laws of the Twenty-seventh General Assembly, and to amend section fifteen hundred and thirty-three (1533) of the code, relating to the cutting of weeds on public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

JOSEPH WALLACE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 89, a bill for an act to amend section one thousand, five hundred and seventy-one (1571) of the code, relating to steam engines on roads, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

JOSEPH WALLACE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 110, a bill for an act authorizing and empowering boards of supervisors and township trustees to purchase and condemn lands for gravel pits and stone quarries for the use of roads and highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted for the original bill, and that the substitute do pass.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 110.

A bill for an act to amend sections fourteen hundred and eighty-two (1482) and two thousand and twenty-eight (2028) of the code, relative to roads and purchase of gravel, or sand pits, or stone quarries therefor.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section fourteen hundred and eighty-two (1482) of the code, is amended by adding thereto the following: "Said board may purchase or lease for the building or repair of the roads of the county, gravel or sand pits or stone quarries, and pay therefor out of the county road fund."

Sec. 2. That section two thousand, and eighty-two (2082) of the code, is amended by inserting after the word "person" in the first line the word "county," and after the words "public way" in the third line the word "therefrom."

JOSEPH WALLACE,
Chairman.

Ordered passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution relative to the process of the printing and binding the reports of the board of control of State institutions.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 175, a bill for an act to amend section seventeen hundred and nine (1709) of the code, relating to insurance.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 157, a bill for an act granting the right to corporations organized under the laws of a foreign country, and corporations organized under the laws of this country, one-half of the stock of which is owned and controlled by nonresident aliens, to hold and dispose of real property, and to legalize certain contracts and conveyances of such corporations.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 289, a bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa, and extending the time for payment of taxes by said companies.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING

The Senate here took up and considered House file No. 132, which was pending February 23d.

Senator Finch moved the adoption of the amendment to section 4, offered by him February 23d, and printed in the Journal.

Adopted.

Senator Finch moved the adoption of the amendment to section 7, offered by him February 23d, and printed in the Journal.

Adopted.

Senator Lister moved the adoption of the amendment to section 1, offered by him February 23d, and printed in the Journal.

Lost.

Senator Emmert moved the adoption of the amendment to section 2, offered by him February 23d, and printed in the Journal.

Lost.

Senator Ball offered the following amendment and moved its adoption:

Amend section 4, line 4, by striking out the words "and shall be authorized thereby to," and insert in lieu thereof the following: "but shall not sell, give away or."

Senator Mullan moved to amend the amendment by striking out the words "give away."

By unanimous consent Senator Mullan withdrew his amendment.

The amendment offered by Senator Ball was lost.

Senator Crossley offered the following amendment and moved its adoption:

Amend section 2 by striking out the word "county," in line 6, and substituting the word "state."

Lost.

Senator Panrose moved to amend by striking out the words "to be," in the fifth line of section 2.

Carried.

Senator Lambert moved that the rule be suspended and the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Craig, Crossley, Emmert, Finch, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hubbard, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan Penrose, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—40.

The nays were:

Senators Blanchard, Eaton, Garst, Lyons, Perrin—5.

Absent or not voting:

Senators Arthaud, Classen, Fitchpatrick, Hopkins, Junkin—5.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Harriman moved that House file No. 58 be re-referred and retain its place on the Calendar.

Carried.

Senator Junkin moved that the Senate now take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Senate file No. 289, a bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa and extending the time for payment of taxes by said companies.

Passed on file.

House file No. 137, a bill for an act granting the right to corporations organized under the laws of a foreign country and corporations organized under the laws of this country, one-half of the stock of which is owned and controlled by nonresident aliens, to hold and dispose of real property and to legalize certain contracts and conveyances of such corporations.

Read first and second time and referred to committee on Judiciary.

Substitute for House file No. 175, a bill for an act to amend section seventeen hundred and nine (1709) of the code, relating to insurance.

Read first and second time and referred to committee on Insurance.

Concurrent resolution relative to the powers of the board of control, as regards the printing and binding the report of the board of control of State institutions.

Passed on file.

On motion of Senator Mullan, substitute for House file No. 78, a bill for an act to amend section (136) of the code, relating to the printing of the report of the Academy of Sciences, with report of committee recommending a substitute was taken up, considered, and the report of the committee adopted.

Senator Mullan moved the adoption of the substitute.

Adopted.

The bill was read for information.

Senator Mullan moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Craig, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hayward, Hobart, Hubbard, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Titus, Townsend, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Classen, Fitchpatrick, Hazelton, Healy, Hopkins, Penrose, Tallman, Trewin, Junkin—9.

So the bill having received a constitutional majority was declared to have passed the Senate, and its title agreed to.

Senator Blanchard moved that the Senate now adjourn until 2:30 o'clock this afternoon.

Senator Emmert moved to amend by making the hour 2 o'clock this afternoon.

Carried.

The motion as amended was adopted.

Senate adjourned.

AFTERNOON SESSION.

Senate met at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

Senator Tallman moved that Senate file No. 193, be recommitted.

Carried.

Senator Townsend made the following motion and moved its adoption:

I move that when the Senate adjourns at the noon hour Friday, March 2d, that it adjourn until 2 o'clock P. M., Monday, March 5, 1900.

A roll call was demanded.

On the question, Shall the motion prevail?

The yeas were:

Senators Alexander, Bachman, Ball, Blanchard, Craig, Griswold, Harriman, Hazelton, Healy, Mardis, Nolan, Perrin, Townsend, Trewin—14.

The nays were:

Senators Alberson, Allyn, Bishop, Bolter, Emmert, Finch, Garst, Hayward, Junkin, Lister, Lyons, Porter, Tallman—13.

Absent or not voting:

Senators Arthaud, Brighton, Cheshire, Classen, Crossley, Eaton, Fitchpatrick, Gorrell, Hobart, Hopkins, Hubbard, Lambert, Lewis, McArthur, McIntire, Moffit, Mullan, Penrose, Smith, Titus, Wallace, Wilson, Young—23.

So the motion prevailed.

Senator Finch moved that Senate file No. 135 be recommitted.

Senator Tallman moved to amend by adding, "and that Calendar Nos. 10 and 11 retain their places on the Calendar."

Carried.

The motion as amended was adopted.

On motion of Senator Healy, Senate file No. 95, a bill for an act to amend section 4019 of the code, relating to preferred debts owing for labor, with report of committee recommending its passage was taken up, considered and the report of the committee adopted.

Senator Healy offered the following amendment and moved its adoption:

I move to amend by inserting after the words "mechanic's lien" in line three, the words "for labor."

Adopted.

Senator Healy offered the following amendment and moved its adoption.

I move to amend by inserting after the words "created by" in fourth and fifth lines of the bill the following words, "legal process or by."

Adopted.

Senator Healy moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Blanchard, Bolter, Brighton, Cheshire, Eaton, Finch, Garst, Hayward, Healy, Hobart, Junkin, Lyons, Moffit, Mullan, Smith, Tallman, Trewin—18.

The nays were :

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Craig, Emmert, Griswold, Harriman, Hazelton, Hubbard, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Nolan, Penrose, Perrin, Porter, Titus, Townsend, Wallace, Young—26.

Absent or not voting :

Senators Classen, Crossley, Fitchpatrick, Gorrell, Hopkins, Wilson—6.

The bill having failed to receive a constitutional majority was declared lost.

Senator Trewin called up his motion to reconsider the vote which passed the Senate that when the Senate adjourn at noon Friday, it be until 2 o'clock P. M., Monday.

A roll call was demanded.

On the question, Shall the Senate reconsider the vote which passed the Senate, that when the Senate adjourn at noon Friday it be until 2 o'clock P. M., Monday, March 5th?

The yeas were:

Senators Alberson, Allyn, Bishop, Bolter, Cheshire, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Hayward, Healy, Hubbard, Junkin, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Penrose, Porter, Tallman, Titus, Trewin, Wallace, Wilson, Young—29.

The nays were:

Senators Alexander, Arthaud, Bachman, Ball, Blanchard, Brighton, Craig, Griswold, Harriman, Hazelton, McArthur, Mullan, Nolan, Perrin, Smith, Townsend—16.

Absent or not voting:

Senators Classen, Fitchpatrick, Hobart, Hopkins, Lambert—5.

So the motion to reconsider prevailed.

The question being on the original motion by Senator Townsend.

The yeas were:

Senators Arthaud, Bachman, Ball, Blanchard, Brighton, Craig, Griswold, Harriman, Hazelton, Mardis, Mullan, Nolan Perrin, Smith, Townsend—15.

The nays were:

Senators Alexander, Alberson, Bishop, Bolter, Cheshire, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Hayward, Healy, Hubbard, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Penrose, Porter, Tallman, Titus, Trewin, Wallace, Wilson, Young—29.

Absent or not voting:

Senators Allyn, Classen, Fitchpatrick, Hobart, Hopkins, Lambert—6.

So the motion to adjourn was lost.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 289, a bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa, and extending the time for payment of taxes by said companies.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrollment Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 60, a bill for an act to amend section eight hundred and fifty-two (852) of the code, and authorizing an increase of the tax levy for park purposes.

Also, House file No. 134, a bill for an act to relinquish to Axel B. Erickson, the undivided one-third part of lot number eighteen (18), in block numbered three (3), in Aiken's first addition to the city of Clinton, Clinton county, Iowa.

Also, Senate file No. 289, a bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies

organized under the laws of Iowa, and extending the time for payment of taxes by said companies.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 161, a bill for an act providing for a penalty for practicing law without having been admitted to practice in the courts of this state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time.

SUBSTITUTE FOR SENATE FILE NO. 161.

A bill for on act punishing persons practicing law without having been admitted to practice in the courts of this state.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. Any person who shall practice law, or shall appear as attorney or counselor at law in any action or proceeding in any court record of this state, except in his own behalf, or shall conduct or maintain an office for the practice of law, or shall advertise or hold himself out to the public as entitled to practice law in such courts, unless he has been admitted to practice in the courts of the state, shall be deemed guilty of a misdemeanor. It shall be the duty of the county attorney to enforce the provisions of this act. This shall not apply to any member of another state, practicing under the provisions of section 316 of the code and acts amendatory thereof.

Ordered passed on file.

On motion of Senator Healy the report of the committee on Senate file No. 96 was read.

Senator Healy moved to strike out the enacting clause of said bill.

Carried.

Senate file No. 166, a bill for an act to amend section 1136 of the code, relating to the printing of reports of the Academy of Sciences was taken up and the report of the committee read.

Senator Mullan moved that Senate file No. 166 be indefinitely postponed, for the reason that a bill of similar character has already passed the House.

Carried, and so ordered.

The Journal of yesterday was taken up, corrected and approved.

The President announced in the presence of the Senate that he had signed Senate files Nos. 88, 114, 10, 35, 67, 72, 155 and 289.

Senator Garst moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, March 2, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. W. A. Pinkerton, of Gilmore City, Iowa.

On request of Senator Garst, leave of absence was granted Senator Junkin.

PETITIONS AND MEMORIALS.

Senator Alexander presented petition of citizens of Linn county, Iowa, in favor of a reformatory for women.

Referred to committee on Charitable Institutions.

Senator Alexander presented petition of citizens of Linn county, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Alexander presented petition of citizens of Linn county in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Finch presented petition of citizens of Rolfe, Iowa, in favor of a law prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Junkin presented petition of citizens of Villisca and Glenwood, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Nolan presented petition of seventy-nine voters of Dubuque, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Hazelton presented petition and remonstrance of members of the Pottawattamie county bar association in favor of annexing Harrison county to the Fifteenth Judicial district. Also, protest of N. M. Pusey and twenty-one other members of Pottawattamie county bar protesting against the same.

Referred to committee on Congressional and Judicial Districts.

Senator Wilson presented petition of citizens of Clinton county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Wilson presented petition of citizens of Clinton county, Iowa, in favor of a compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Wilson presented petition of citizens of Clinton county, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Harriman presented petition of Mrs. C. F. Stough and 1,129 other women of Cerro Gordo county, Iowa; also, a petition of B. A. Brown and 829 other men of the same place, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator McIntire presented petition of the Wapello County Druggists' association, asking a law similar to that of Illinois, in regard to the sale of patent and proprietary medicines.

Referred to committee on Pharmacy.

Senator McArthur presented petition of citizens of Des Moines county, Iowa, in favor of a compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator McArthur presented petition of citizens of Des Moines county, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator McArthur presented petition of barbers and citizens of Des Moines county, Iowa, asking the passage of House file No. 50, known as the barber bill.

Referred to committee on Public Health.

Senator McArthur presented petition, which was read, of the Burlington Typographical Union No. 75, against House file No. 62, known as the Thuenen bill.

Referred to committee on Printing.

Senator Penrose presented memorial, which was read, adopted by a union meeting in Traer, Iowa, signed by the pastors of the three congregations, Methodist, Presbyterian and Congregational, against any legislation in favor of saloons.

Referred to committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Classen, Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the hospital for the insane at Mt. Pleasant, Iowa.

Read first and second time and referred to committee on Claims and then to committee on Appropriations.

By Senator Titus, Senate file No. 295, a bill for an act amending section 1106 of the code, in relation to form of ballots, and providing that voting upon constitutional amendments or other public measures shall be by separate ballots.

Read first and second time and referred to committee on Judiciary.

By Senator Wallace, Senate file No. 296, a bill for an act amending section 1529 of the code, relating to guide-boards.

Read first and second time and referred to committee on Highways.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 68, a bill for an act to provide for the teaching of the elements of vocal music in all of the public schools of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 30, a bill for an act to amend section eleven hundred and seventy-three (1173) of the code, relating to the election of presidential elections.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 179, a bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa.

S. M. CART,
Chief Clerk.

Senator Craig moved that 200 additional copies of Senate files Nos. 218 and 290 be ordered printed.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 179, a bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa.

Read first and second time and referred to committee on Public Health.

Substitute for Senate file No. 30, a bill for an act to amend section eleven hundred and seventy-three (1173) of the code, relating to the election of presidential electors.

Passed on file.

House file No. 68, a bill for an act to provide for the teaching of the elements of vocal music in all of the public schools of Iowa.

Read first and second time and referred to committee on Schools.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, presented the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

Senate file No. 155, a bill for an act appropriating money to pay express and freight.

Also, Senate file No. 72, a bill for an act to make an appropriation for the purchase of 30,000 railroad commissioners' official maps to be distributed by members of the general assembly, and also railroad commissioners.

Also, Senate file No. 67, a bill for an act to amend section seven hundred and twenty-seven (727) of the code, in relation to the powers of cities and towns to establish free public libraries.

Also, Senate file No. 35, a bill for an act to amend section five thousand and thirty-four (5034) of the code, relating to using blasphemous or obscene language.

Also, substitute for Senate file No. 10, a bill for an act providing for the levy of a special tax of one tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state, for the erection, improvement and equipment of buildings for the State university.

Also, Senate file No. 114, a bill for an act to legalize the levy and collection of a library tax levied on the taxable property of the city of Council Bluffs for the years 1898 and 1899.

Also, Senate file No. 83, a bill for an act to amend section seven hundred and seventy-nine of the code, relating to the collection of taxes.

Also, Senate file No. 289, a bill for an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa, and extending the time for payment of taxes by said companies.

F. L. ARTHAUD,
Chairman.

March 1, 1900.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills, respectfully report that they have examined, and find correctly enrolled, House file No. 39, a bill for an act to amend sections seven hundred and forty-seven (747) and seven hundred and forty-eight (748) of the code, as amended by chapter twenty-three (23) of the acts of the Twenty-seventh General Assembly, relating to waterworks.

Also, House file No. 142, a bill for an act to legalize the resolutions and proceedings of the council and the mayor of the incorporated town of Milford, Dickinson county, Iowa.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 175, a bill for an act to amend section seven hundred (700) of the code, relating to the powers of cities to regulate, license and tax certain kinds of business, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 169, a bill for an act to amend sections 1050, 1051 and 1053 of the code, in relation to actions against cities by making the provisions of said sections apply to all cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute, and the recommendation that the substitute do pass.

J. H. TREWIN,
Chairman.

The following substitute was read first and second time:

UBSTITUTE FOR SENATE FILE NO. 169—BY COMMITTEE ON CITIES AND TOWNS.

A bill for an act to amend section thirty-six hundred and eighty-eight (3688) of the code, in relation to qualification of jurors.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That there be added to section thirty-six hundred and eighty-eight (3688) of the code, as subdivision number eleven (11) the following:

In any action by or against any county, city, town, school corporation or any public board or officer, the fact that the juror is a taxpayer shall not be a cause for challenge.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 139, a bill for an act to amend section eight hundred fifty-one (851), chapter nine (9), title five (5) of the code, relating to park commissioners and boards of public works, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 170, a bill for an act to grant additional powers to cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Senator Penrose, from the committee on Railways, submitted the following report:

MR. PRESIDENT—Your committee on Railways, to whom was referred Senate file No. 274, a bill for an act to amend section nineteen hundred and ninety-eight (1998) of the code, relating to condemnation of additional grounds for railway purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

E. G. PENROSE,
Chairman.

Ordered passed on file.

Senator Alexander, from the committee on Banks, submitted the following report:

MR. PRESIDENT—Your committee on Banks, to whom was referred Senate file No. 264, a bill for an act to amend section 1869 of the code, relating to directors of state and savings banks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. S. ALEXANDER,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Banks, to whom was referred House file No. 123, a bill for an act to amend section (1850) of the code, with

reference to investments by savings banks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. S. ALEXANDER,
Chairman.

Adopted.

Also :

MR. PRESIDENT—Your committee on Banks, to whom was referred House file No. 80, a bill for an act to amend section 1873, of chapter 12, title 9 of the code, relating to reports of banks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. S. ALEXANDER,
Chairman.

Adopted.

BILLS ON THIRD READING.

On motion of Senator Cheshire, Senate file No. 120, a bill for an act to amend section 2978 of the code, relating to the extent of a homestead, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Cheshire moved the adoption of the substitute.

Adopted.

The bill was read for information.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig Crossley, Eaton, Emmert, Finch, Garat, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wallace, Wilson, Young—44.

The nays were:

None.

Absent or not voting:

Senators Allyn, Fitchpatrick, Healy, Junkin, Smith, Titus—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On request of Senator Townsend, leave of absence was granted Senator Emmert.

Senator Crossley called up his motion to reconsider the vote by which Senate file No. 178 was lost, and moved its adoption.

Carried.

Senator Crossley moved to reconsider the vote by which Senate file No. 178 was ordered engrossed and passed to a third reading.

Carried.

Senator Crossley offered the following amendment and moved its adoption:

Amend section 1 by inserting after the word "to," in the sixth line thereof, the words "visit Teachers' association meetings, and."

Adopted.

Senator Crossley offered the following amendment, and moved its adoption:

Amend by striking out the word "county," in the fifteenth line, and substitute in lieu thereof the word "teachers."

Adopted.

Senator Crossley offered the following amendment and moved its adoption:

Amend by striking out after the word "certificates," in the fifteenth line, all of the words to the word "teachers," at the beginning of the seventeenth line.

Adopted.

Senator Porter offered the following amendment and moved its adoption:

I move to amend by striking out the words "and high," in section 1, line 18.

Lost.

Senator Alberson offered the following amendment and moved its adoption:

I move to amend by striking out section 2 of the bill.

Ruled out of order for the reason that the same amendment had previously been offered and rejected by the Senate and no motion to reconsider filed.

Senator Alberson offered the following amendment and moved its adoption:

I move to amend section 2 by striking out the word "five" in the fourth line of the original bill and insert the word "three" in lieu thereof.

Adopted.

Senator Crossley moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Garst, Griswold, Hayward, Hazelton, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Titus, Townsend, Trewin, Wallace, Young—34.

The nays were:

Senators Allyn, Arthaud, Bolter, Eaton, Finch, Porter, Tallman, Wilson—8.

Absent or not voting:

Senators Emmert, Fitchpatrick, Gorrell, Harriman, Healy, Hobart, Junkin, McArthur—8.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

The President announced that he had signed in the presence of the Senate, House files Nos. 60, 184, 39 and 142.

Senator Moffit moved that when the Senate adjourn it be until 2 o'clock this afternoon.

Carried.

Senator Titus moved that the time of adjournment be extended until the completion of the correction of the Journal.

Carried.

The Journal of yesterday was taken up, corrected and approved.

The hour having arrived the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

On motion of Senator Hubbard, the committee on Claims was excused.

On motion of Senator Young, Senate file No. 25, a bill for an act to repeal chapter 38 of the laws of the Twenty-seventh General Assembly, and to amend section 1533 of the code, relating to cutting of weeds on the public highways, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

On motion of Senator Harriman, Senate file No. 194, a bill for an act to amend sections 2512 and 2514 of the code, in relation to inspection of passenger boats, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Harriman moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Eaton, Finch,

Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hazelton, Hopkins, Hubbard, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Bolter, Craig, Crossley, Emmert, Hayward, Healy, Hobart, Junkin, Lewis, McArthur, Mullan, Smith—13.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Trewin, Senate file No. 240, a bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Crossley, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hopkins, Hubbard, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—40.

The nays were:

Senator Bolter—1.

Absent or not voting:

Senators Craig, Eaton, Emmert, Garst, Healy, Hobart, Lyons, Junkin, Porter—9.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Townsend, Senate file No. 116, a bill for an act to amend section 2831 of the code, relating to county uniformity of text-books, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Townsend moved the adoption of the following committee amendment:

Amend by striking out the word "one-fourth," in line three of section 1, and inserting in lieu thereof the word "one-third."

Adopted.

The bill was read for information.

Senator Townsend moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Young—42.

The nays were:

Senators Eaton, McArthur, Smith—3.

Absent or not voting:

Senators Alexander, Emmert, Healy, Junkin, Wilson—5.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the joint committee on additional employees have adopted the following resolution:

WHEREAS, T. J. Smith, of Van Buren county, resigned his position as policeman on February 22, 1900, therefore be it

Resolved, That Peter R. Keck be and is hereby appointed in his place, from said date, at the same compensation.

H. M. LETTS,
W. C. STUCKSLAGER,
BURTON E. SWEET,
On the part of the House.

J. M. JUNKIN,
J. S. ALEXANDER,
J. H. TREWIN,
On the part of the Senate.

BILLS ON THIRD READING.

On motion of Senator Lister, House file No. 157, a bill for an act granting the right to corporations organized under the laws of a foreign country, and corporations organized under the laws of this country, one-half of the stock of which is owned and controlled by nonresident aliens, to hold and dispose of real property, and to legalize certain contracts and conveyances of such corporations, with report of committee recommending amendments, was taken up and considered.

The bill was read for information.

Senator Lister moved that the rule be suspended, and the reading just read be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Gorrell, Griswold, Hayward, Hazelton, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Porter, Smith, Titus, Townsend, Wallace, Wilson—39.

The nays were:

None.

Absent or not voting.

Senators Alexander, Emmert, Garst, Harriman, Healy, Hubbard, Junkin, Perrin, Tallman, Trewin. Young—11.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Mullan, Senate file No. 218, a bill for an act to consolidate the miscellaneous portion of the state

library with the historical department, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Mullan moved the adoption of the following committee amendments:

Amend section 1 by adding at the end thereof, the following: "and possess all the powers thereof."

Adopted.

Amend section 1 by striking out the words "the membership at present being one and the same," in the twelfth line, after the word "boards."

Adopted.

Amend section 6 by inserting the following: "two thousand (2,000)," after the words "sum of," in the second line.

Adopted.

Amend section 6 by inserting the following: "twelve hundred (1,200) after the words "sum of," in the fourth line.

Senator Mullan moved to amend the amendment by striking out the the figures "1,200" and inserting "1,600" in lieu thereof.

Adopted.

The amendment as amended was adopted.

Senator Mullan moved the adoption of the following committee amendments:

Amend section 6 by inserting the following: "Twelve hundred "(1,200) at the beginning of the sixth line.

Adopted.

Amend the bill by striking out the seventh section thereof.

Adopted.

Amend section 8 by striking out the figure " 8 " after the word "section" in the first line and inserting the figure " 7 " in lieu thereof.

Adopted.

Amend section 6 by striking out the words "adoption and passage," in the first line and inserting the words "taking effect immediately " in lieu thereof.

Adopted.

Amend section six by striking out all that part after the word "annum" in the sixth line to the word "after" in ninth line.

Adopted.

The bill as amended was read for information.

Senator Mullan moved that the rule be suspended, and that the bill be considered engrossed, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson, Young—40.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Bishop, Brighton, Emmert, Healy, Hubbard, Junkin, Nolan, Tallman—10.

Senator Mullan moved to amend the title as follows:

"And defining the duties and fixing the salaries of the librarian and assistant, and curator, and making an appropriation for the support of the state library."

Carried.

So the bill having received a constitutional majority was declared to have passed the Senate and its title as amended agreed to.

Senator Titus moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Saturday, March 3, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. P. C. Stire of Altoona, Iowa.

On request of Senator Trewin, leave of absence was granted Senator Harriman.

On request of Senator McIntire, leave of absence was granted Senator Townsend until Tuesday.

On request of Senator Hazelton, leave of absence was granted Senator Emmert.

On request of Senator Penrose, leave of absence was granted Senator Craig until Wednesday.

On request of Senator Lister, leave of absence was granted Senator Smith.

On request of Senator McIntire, leave of absence was granted Senator Ball.

MESSAGES FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 128, a bill for the consolidation of the miscellaneous portion of the state library with the historical department.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 135, a bill for an act to amend section 2403 of the code, relating to selling or giving to minors or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 252, a bill for an act to define powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 243, a bill for an act to amend section 1710 of the code, relating to limitation of insurance risks.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 45, a bill for an act to amend section seventeen hundred and forty-three (1743) of chapter four (4) title nine (9) of the code, relating to insurance other than life.

S. M. CART,
Chief Clerk.

PETITIONS AND MEMORIALS.

Senator Fitchpatrick presented petition of 100 citizens of Colo, Story county, Iowa, in favor of the bill prohibiting sales of intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Fitchpatrick presented remonstrance of H. C. Eckert and forty-five others of Boone, Story county, Iowa, against compulsory education.

Referred to committee on Schools.

Senator Penrose presented petition of citizens of Tama county, Iowa, in favor of the five-mile limit bill.

Referred to committee on Suppression of Intemperance.

Senator Finch presented petition of the Buena Vista county bar, in favor of Senate file No. 161.

Referred to committee on Judiciary.

Senator Cheshire presented petition of 141 citizens of Polk county, Iowa, in favor of Senate file No. 31.

Referred to committee on Judiciary.

Senator McIntire presented petition of the Elizabeth Ross chapter, Daughters of the American Revolution, of Ottumwa, Iowa, relative to monument at Chickamauga park.

Referred to committee on Appropriations.

Senator Healy presented resolutions, which were read, of citizens of Rockwell City, Iowa, in mass meeting held February 25, 1900, protesting against any legislation in the interest of saloons.

Referred to committee on Suppression of Intemperance.

Senator Mardis presented petition of eighty-five voters of Wayne county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Young presented petition of forty-five women of Lee county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Tallman presented petition of 111 men and 126 women of Clarke county, Iowa; also, a petition of 421 women of Warren county, Iowa, asking that the word "male" be stricken from the state constitution."

Referred to committee on Constitutional Amendments and Suffrage.

Senator Penrose presented petition of 264 men of Benton county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Penrose presented petition of 848 women of Benton county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Mullan presented petition of 129 voters and ninety-six women of Grundy county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Allyn presented two petitions of citizens of Ringgold county, Iowa, in favor of a compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Wallace presented three petitions of citizens of Hamilton county, Iowa; also, a petition from Wright county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Garst presented petition of sixty-eight women and seventy men of Carroll county, Iowa, and a petition of fifty-three women of Greene county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Hopkins presented petition of 798 women of Dallas county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Trewin presented petition of the Tourist club of West Union, Iowa, in favor of compulsory education.

Referred to committee on Schools.

Senator Griswold presented petition of 200 women and 228 men of Independence, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Brighton presented petition of 214 men and 103 women of Jefferson county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lister presented petition of fifty women of Lyon county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Bolter presented petition of 385 women and 351 men of Crawford county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Hayward offered the following resolution and moved its adoption:

Resolved, That on and after Monday, March 5th, the morning sessions of the Senate begin at 9:30.

Senator Classen moved to amend by making the hour 9 o'clock.

Carried.

The motion as amended, was adopted.

Senator Hobart offered the following resolution and moved its adoption:

Resolved, That when the Senate adjourn on Tuesday it be until 9 A. M. on Thursday.

Adopted.

INTRODUCTION OF BILLS.

By Senator Cheshire, Senate file No. 297, a bill for an act to amend section 3439 of the code, relating to the limitations of actions on judgments.

Read first and second time and placed on the Calendar.

By Senator Bishop, Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa.

Read first and second time and referred to committee on Claims.

By Senator Nolan, Senate file No. 299, a bill for an act to amend section 1001 of the code, relating to powers of cities acting under special charter.

Read first and second time and referred to committee on Cities and Towns.

By Senator Trewin, Senate file No. 800, a bill for an act to provide for the publication and distribution of the township laws.

Read first and second time and referred to committee on Judiciary.

By Senator Hayward, Senate file No. 801, a bill for an act to authorize the executive council to procure portraits of the ex-governors of the state and appropriate, funds for such purpose.

Read first and second time and referred to committee on Appropriations.

HOUSE MESSAGES CONSIDERED.

Report of joint committee appointed to nominate additional employes, was taken up and read.

On the question, Shall the report be adopted?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Brighton, Classen, Crossley, Eaton, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Tallman, Trewin, Wallace, Young—34.

The nays were:

None.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Cheshire, Craig, Emmert, Garst, Gorrell, Harriman, Junkin, Lewis, Mullan, Smith, Townsend, Wilson, Titus—16.

So the report of the joint committee was adopted.

House file No. 45, a bill for an act to amend section 1743, of chapter 4, title 9 of the code, relating to insurance other than life.

Read first and second time and referred to committee on Insurance.

House file No. 248, a bill for an act to amend section 1710 of the code, relating to limitation of insurance risks.

Read first and second time and referred to committee on Insurance.

House file No. 252, a bill for an act to define powers of the board of control, in relation to the pension money of members of the Iowa Soldiers' home.

Read first and second time and referred to committee on Military.

House file No. 185, a bill for an act to amend section 2403 of the code, relating to selling, or giving to minors, or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors.

Read first and second time and referred to committee on Suppression of Intemperance.

Substitute for House file No. 128, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department.

Placed on the Calendar.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 136, a bill for an act to amend sections 2849 and 2855 of the code, relating to the school fund.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT AND MR. SPEAKER—Your joint committee on Enrolled Bills, respectfully report that they have examined, and find correctly

enrolled, Senate file No. 136, a bill for an act to amend sections 2849 and 2855 of the code, relating to the school fund.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was re-referred House file No. 58, a bill for an act to amend section two thousand, nine hundred and ninety-two (2992) of the code, relating to landlord and tenant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following substitute be adopted, and when so adopted, the same do pass:

SUBSTITUTE FOR HOUSE FILE NO. 58—BY COMMITTEE ON AGRICULTURE.

A bill for an act to repeal section twenty-nine hundred ninety-two (2992) of the code, and to enact a substitute therefor, relating to landlord and tenant.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-nine hundred ninety-two (2992) of the code be and the same is hereby repealed and the following enacted in lieu thereof: "A landlord shall have a lien for his rent upon all crops grown upon the leased premises, and upon any other personal property of the tenant which has been used or kept thereon during the term, and not exempt from execution, for the period of one year after a year's rent, or the rent of a shorter period falls due; but such lien shall not in any case continue more than six months after the expiration of the term, and shall not be enforceable against innocent purchasers of grain grown upon the leased premises, without notice thereof, unless the instrument or lease reserving the rent is acknowledged and indexed in a book by the county recorder of the county in which the leased land is situated. The recorder shall index all leases filed in his office, describing the leased premises, showing the amount for which the lien is claimed, the date such lease was made, the date of filing and the date of expiration. The recorder shall receive for filing and indexing such leases the sum of twenty cents each. When a receipt is presented to the county recorder or his deputy, signed by the landlord, showing that the amount specified in said lease for which lien is claimed has been received by the landlord, the county recorder shall indicate the same on his filing record and retain in his office such receipt, and when so noted on his filing record, it shall be constructive notice to the public that such lien has been satisfied, and is no longer a lien on said grain as against third persons. In the event that a stock of goods or merchandise, or a part thereof subject to a landlord's lien, shall be sold under judicial process, order of court, or by an assignee under a general assignment for benefit of

creditors, the lien of the landlord shall not be enforceable against said stock or portion thereof except for rent due for the term already expired and for rent to be paid for the use of the demised premises for a period not exceeding six months after date of sale, any agreement of the parties to the contrary notwithstanding."

W. F. HARRIMAN,
Chairman.

Ordered passed on file.

In the absence of Senator Junkin, Senator Healy, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 65, a bill for an act providing for the taxation of telephone companies and repealing sections 1328, 1329, 1330 and 1331 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and that the same do pass.

pass.

1. Amend section 1 by inserting after the word "shall" in the second line the words "on or before the first Monday in May, 1900, and," and inserting after the word "annually" in the same line, the word "thereafter."

2. Amend section 1, subdivision first, by striking out the period after the word "company," and adding the following: "and whether a corporation, partnership or person, and under the laws of what state or country organized."

3. Amend section 1, subdivision second, by striking out the period after the word "business," and adding the following: "and the location of its principal office, and the name and postoffice address of its president, secretary and superintendent or general manager, and the name and postoffice address of its principal officer or managing agent in Iowa."

4. Amend section 1, subdivision seventh, by striking out the period after the word "company" in the third line and adding the following: "and give a particular description thereof, and where located."

5. Amend section 1, subdivision eighth, by striking out the word "structures" in the first line, and inserting in lieu thereof the word "buildings;" and by striking out the word "and" in the same line; and also, by inserting after the word "appliances" in the second line, the words "and personal property."

6. Amend section 1, subdivision ninth, by adding after the word "thereon," in the second line, the words "and all bonds, mortgages and other personal property;" by striking out the word "not" in the third line thereof; also, by striking out the words "directly in," in said line three, and by inserting in lieu thereof the words "exclusively outside;" and by inserting after the word "of," in the fourth line thereof, the following:

"all bonds, mortgages and other personal property, and the cash value thereof, the purposes for which the same are used, and where the same are kept or deposited, and;" and also, by adding after the word "piece," in said fourth line, the words "of real estate."

7. Amend section 2, in the tenth line thereof, by striking out the words "day of," and inserting the following in lieu thereof: "Monday in May, 1900, and the first Monday in;" and by adding after the word "March," in the tenth line, the following: "in each year thereafter."

8. Amend section 3, by striking out the first four words of said section, "upon the meeting of," and by beginning the next word "the" with a capital letter; also, by adding after the word "council," in the first line of said section, the following: "shall meet on the first Monday in May, 1900, and;" and also, by striking out the words "of each year, said," in the second line of said section, and by inserting in lieu thereof the following: "in each year thereafter, at which meeting the;" also, by adding to section 3, at the end thereof, the following: "any such company interested may, upon written application, appear before the executive council at such meeting and be heard in the matter of the valuation of the property of such company for taxation "

9. Amend section 4, line 3, by inserting after the word "aggregate" the word "market;" also, amend said section in the eighteenth line by adding after the word "estate" the following: "and bonds, mortgages and other personal property;" and further amend said section by striking out the words "not specifically used in," in the nineteenth line, and inserting in lieu thereof the words "used exclusively outside;" also, amend said section by striking out the words "by taking" in the twenty-fourth line thereof, and inserting in lieu thereof the following: "and for that purpose may take into consideration thereof the proportional value of the company's property without and within the state, and shall take as a basis of the valuation of the company's property in this state;" further amend said section by adding after the words "value of " in the twenty-sixth line the words "the property of;" also amend said section by striking out the word "structures" in the thirty-third line thereof, and inserting in lieu thereof the word "buildings;" amend said section by striking out the word "and" in said thirty-third line, and also by inserting after the word "appliances" in the same line, the following: "and bonds, mortgages and other personal property used, exclusively outside the conduct of the general business."

10. Amend section 7 by striking out the word "and" in the fourteenth line thereof; also, amend said section by inserting after the word "appliances," in the same line, the following: "and personal property used exclusively outside the conduct of the general business," also, by adding to section 7, at the end thereof, the following: "The property so included in said assessment and the shares of stock in such companies so assessed shall not be taxed in this state, except as provided in this act." Also, further amend said section 7 by striking out the word "structures" in the fourteenth line thereof, and inserting in lieu thereof the word "buildings."

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 29, a bill for an act providing for the taxation of the property of telegraph companies, and repealing sections 1328, 1329, 1330 and 1331 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and that the same do pass:

1. Amend section 1 by inserting after the word "shall" in the fourth line the words "on or before the first Monday in May, 1900, and," and inserting after the word "annually" in the same line the word "thereafter."

2. Amend section 1, subdivision first, by striking out the period after the word "company," and adding the following: "and whether a corporation, partnership or person, and under the laws of what state or country organized."

3. Amend section 1, subdivision second, by striking out the period after the word "business," and adding the following: "and the location of its principal office, and the name and postoffice address of its president, secretary and superintendent or general manager, and the name and post-office address of its principal officer or managing agent in Iowa."

4. Amend section 1, subdivision sixth, by striking out the word "structures," in the first line, and inserting in lieu thereof the word "buildings," and by striking out the word "and" in the same line; and also, by inserting after the word "appliances," in the same line and also in the second line, the words "and personal property."

5. Amend section 1, subdivision seventh, by adding after the word "thereon," in the second line thereof, the following: "and all bonds, mortgages and other personal property;" by striking out the words "not used directly in," in the third line of said section, and inserting in lieu thereof, the words "used exclusively outside;" and by inserting after the word "of," in the fourth line the following: "all bonds, mortgages and other personal property, and the cash value thereof, the purposes for which the same are used, and where the same are kept or deposited, and," and also, by adding after the word "piece," in the same line, the words "of real estate."

6. Amend section 2, in the tenth line thereof, by striking out the words "day of March," and inserting the following in lieu thereof: "Monday in May, 1900, and the first Monday in March, annually thereafter."

7. Amend section 3 by striking out the first four words of said section, "upon the meeting of," and by beginning the next word "the," with a capital letter; also, by adding after the word "council," in the first line of said section, the following: "Shall meet on the first Monday in May, 1900, and;" also, by striking out the words "of each year, said," in the second line of said section, and by inserting in lieu thereof the following: "In each year thereafter, at which meeting the;" also, by adding to section 3, at the end thereof, the following: "Any such company interested may, upon written application, appear before the executive council at such meeting, and be heard in the matter of the valuation of the property of such company for taxation."

8. Amend section 4, in the eighteenth line, by adding after the word "estate" the following: "and bonds, mortgages and other personal property;" and further amend said section by striking out the words "not specifically used in," in the nineteenth line of same, and inserting in lieu thereof the words: "used exclusively outside;" also, amend said section by striking out the words "by taking," in the twenty-fourth line, and inserting in lieu thereof the following: "and for that purpose may take into consideration the proportional value of the company's property without and within the state, and shall take as a basis of the valuation of the company's property in this state;" further amend said section by adding after the words "value of," in the twenty-sixth line, the words "the property of;" and further amend said section by adding after the word "estate," in the twenty-seventh line thereof, the following: "and bonds, mortgages and other personal property, used exclusively outside the conduct of the general business;" also, amend said section by striking out the word "structures," in the thirty-third line, and adding in lieu thereof the word "buildings;" also, by striking out the word "and," in the same line, and by inserting after the word "appliances," in said thirty-third line, the following: "and bonds, mortgages and other personal property, used exclusively outside the conduct of the general business."

9. Amend section 7, in the fourteenth line, by striking out the word "structures" and inserting in lieu thereof the word "buildings;" also, by striking out the word "and," in the same line, and by inserting after the word "appliances," in the said fourteenth line, the following: "and personal property not used exclusively in the conduct of the business;" also by adding to said section 7, at the end thereof, the following: "The property so included in said assessment, and the shares of stock in such companies so assessed, shall not be taxed in this state except as provided in this act."

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 66, a bill for an act providing for the taxation of property of express companies and repealing sections 1345 and 1346 of the code, beg leave to report that it has had the same under consideration and has instructed me to report the same back to the Senate with the recommendation that the same be amended as follows: and that the same do pass:

1. Amend section 1 by inserting after the word "shall" in the eighth line the words "on or before the first Monday in May, 1900, and;" and inserting after the word "annually" in the same line the word "thereafter."

2. Amend section 1, subdivision first, by striking out the period after the word "company," and adding the following: "and whether a corporation, partnership or person, and under the laws of what state or country organized."

3. Amend section 1, subdivision second, by striking out the period after the word "business," and adding the following: "and the location of its

principal office, and the name and postoffice address of its president, secretary and superintendent or general manager, and the name and postoffice address of its principal officer or managing agent in Iowa."

4. Amend section 1, subdivision sixth, by striking out the word "structures" in the first line, and inserting in lieu thereof the word "buildings," and by striking out the word "and" in said first line, and also by inserting after the word "appliances" in the second line the words "and personal property."

5. Amend section 1, subdivision seventh, by adding after the word "thereon" in the second line the words "and all bonds, mortgages and other personal property;" by striking out the words "not directly" in the third line thereof, and by inserting after the word "used" in the same line the words "exclusively outside;" also, by striking out the word "in" in said third line; further amend said section by inserting after the word "of" in the fourth line the following: "all bonds, mortgages, and other personal property, and the cash value thereof, the purposes for which the same are used, and where the same are kept or deposited, and;" and also, by adding after the word "piece" in said fourth line, the words "of real estate."

6. Amend section 2, in the ninth and tenth lines thereof, by striking out the words "day of March," and inserting in lieu thereof "Monday in May, 1900, and the first Monday in March annually thereafter."

7. Amend section 3 by striking out the first four words of the section, "upon the meeting of," and by beginning the next word, "the," with a capital letter; also, by adding after the word "council," in the first line of said section, the following: "shall meet on the first Monday in May, 1900, and;" also, by striking out the words "of each year, said," in the second line of said section, and by inserting in lieu thereof the following: "in each year thereafter, at which meeting the;" also, by adding to section 3, at the end thereof, the following: "Any such company interested may, upon written application, appear before the executive council at such meeting, and be heard in the matter of the valuation of the property of such company for taxation."

8. Amend section 4, line three, by inserting after the word "aggregate" the word "market;" also, amend said section 4, in the eighteenth line thereof, by adding after the word "estate" the following: "and all bonds, mortgages and other personal property;" also, in the nineteenth line, by striking out the words "not specifically used in," and inserting in lieu thereof the words "used exclusively outside of;" also, amend said section, in the insert to the twenty-fourth line, by striking out the words "by taking," and adding in lieu thereof the following: "and for that purpose may take into consideration the proportional value of the company's property without and within the state, and shall take as a basis of the valuation of the company's property in this state;" further amend said section by adding after the words "value of," in the twenty-eighth line thereof, the words "the property of;" also, amend said section by striking out the word "structures," in the thirty-second line thereof, and inserting in lieu thereof the word "buildings;" also, by striking out the word "and" in said

line, and by inserting after the word "appliances," in the same line, the following: "and personal property not used exclusively in the conduct of the business."

9. Amend section 7 by striking out the word "structures," in the thirteenth and fourteenth lines thereof, and inserting in lieu thereof the word "buildings;" also, by striking out the word "and," in the fourteenth line thereof, and inserting after the word "appliances," in the same line, the following: "And personal property not used exclusively in the conduct of the business;" also, by adding to section 7, at the end thereof, the following: "The property so included in said assessment and the shares of stock in such companies so assessed shall not be taxed in this state, except as provided in this act."

J. M. JUNKIN,
Chairman.

Ordered passed on file

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 31, a bill for an act prohibiting the letting by contract, of the convict labor of the state penitentiaries, and providing for the employment of convicts for the state and for counties therein in the manufacture of supplies for state and county institutions, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

MINORITY REPORT ON SENATE FILE NO. 31.

We hereby respectfully dissent from the majority report on Senate file No. 31, for the reason that we believe the same hostile to the interests of free labor, in that the total output of manufactured products under the proposed bill will be largely increased over what it now is; second, that it carries no appropriation with it to make the same effective if enacted into law; third, that it is our opinion that the bill should have been referred to the committee on Ways and Means of the body, inasmuch as it concerns one of the sources of revenue of the state which must be taken into consideration by that committee if it is to be abolished.

WILLIAM C. MCARTHUR.
PARLEY FINCH.
L. R. BOLTER.
THOS. D. HEALY.
A. S. HAZELTON.

Senator Healy moved that the bill just read be referred to the committee on Ways and Means.

Senator Healy moved the previous question.

On this question a roll call was demanded.

The yeas were:

Senators Alberson, Allyn, Arthaud, Bolter, Brighton, Cheshire, Classen, Crossley, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hopkins, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Tallman, Titus, Trewin, Wallace, Young—31.

The nays were:

Senators Bachman, Bishop, Hubbard, Nolan—4.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Craig, Eaton, Emmert, Gorrell, Harriman, Hobart, Junkin, Lewis, Porter, Smith, Townsend, Wilson—15.

So the previous question was ordered.

The question now being on the motion of Senator Healy to refer Senate file No. 31, to the committee on Ways and Means.

A roll call was demanded.

On the question, Shall the bill be so referred?

The yeas were:

Senators Alberson, Allyn, Bolter, Brighton, Crossley, Finch, Fitchpatrick, Garst, Griswold, Hazelton, Healy, Hopkins, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Perrin, Tallman, Titus, Wallace, Young—25.

The nays were:

Senators Bachman, Bishop, Cheshire, Classen, Hayward, Hubbard, Lambert, Nolan, Penrose, Trewin—10.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Eaton, Emmert, Gorrell, Harriman, Hobart, Junkin, Porter, Smith, Wilson, Townsend, Craig, Lewis—16.

So the motion to refer to committee on Ways and Means prevailed.

Senator Titus filed the following explanation of his vote:

I changed my vote on the motion to refer Senate file No. 31 to Ways and Means committee, from "no" to "aye" for the purpose of moving a reconsideration, and desire this explanation of my vote to appear in the record accordingly.

Senator McArthur moved that the vote by which Senate file No. 31 was referred, be reconsidered.

Senator Healy moved that the motion lie on the table.

On this question a roll call was demanded.

The yeas were:

Senators Alberson, Allyn, Bolter, Finch, Fitchpatrick, Garst, Griswold, Hazelton, Healy, Hopkins, Lister, Lyons, McArthur, Mardis, Moffit, Mullan, Perrin, Tallman, Wallace, Young—20.

The nays were:

Senators Bachman, Bishop, Brighton, Cheshire, Classen, Crossley, Hubbard, Lambert, McIntire, Nolan, Penrose, Titus, Trewin—13.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Craig, Eaton, Emmert, Gorrell, Harriman, Hayward, Hobart, Junkin, Lewis, Porter, Smith, Townsend, Wilson—17.

So the motion to lie on the table prevailed.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 177, a bill for an act to amend section 3439 of chapter 1, title 18 of the code, in relation to the limitation of actions on judgments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed for the reason that the committee has prepared a new bill covering the same subject.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 49, a bill for an act to amend section 5311 of the code, relating to the arraignment of defendants, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate No. file 92, a bill for an act to legalize a special election held in the county of Polk, and state of Iowa, on the twenty-fifth day of January, 1899, and the propositions submitted at said election for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed one hundred thousand dollars upon which to build a court house; to legalize the authority of the board of supervisors of said county to purchase real property for said purpose at a cost not to exceed one hundred thousand dollars, and to levy a tax of one quarter of one mill on the assessed valuation of the taxable property of Polk county for a period not exceeding twenty years, beginning with the year 1900, to pay the indebtedness created by said purchase, if an indebtedness shall be created thereby, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 228, a bill for an act to amend section 3276 of the code in reference to the revocation and cancellation of wills, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended the bill do pass. Amend by striking out section 1 of the bill and insert in lieu thereof the following:

Section 1. That section thirty-two hundred and seventy-six (3276) of the code be, and the same is hereby amended by adding thereto the following: "Unless such child is referred to in the will."

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file:

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 77, a bill for an act to amend section 3439, chapter 1, of title 18 of the code, in relation to the limitation of actions on judgments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed, for the reason that the committee have prepared a new bill covering the same subject.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

Senate file No. 136, a bill for an act to amend section 2849 and 2855 of the code, relating to the school fund.

March 3, 1900.

F. L. ARTHAUD,
Chairman.

REPORT OF COMMITTEE.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred House file No. 17, a bill for an act to amend section sixty-five (65) of the code, in relation to increasing the governor's salary, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also.

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 143, a bill for an act to amend section 2583 of chapter 17, title 12 of the code, relating to the compensation of the secretary of the state board of medical examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 251, a bill for an act to amend section four hundred and seventy-one (471) of the code, relative to payment of per diem of county superintendents, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 272, a bill for an act to amend section

2483 of the code, relating to the compensation of mine inspectors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred substitute for House file No. 147, a bill for an act to amend section four hundred and seventy-nine (479) of chapter three (3), title four (4), of the code, relating to compensation of county auditors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 249, a bill for an act to amend section two thousand, seven hundred and forty-two (2742) of the code, relative to compensation of county superintendents, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

C. W. MULLAN.
Chairman.

Adopted.

Senator Bishop moved that the report of committee recommending Senate file No. 249, be indefinitely postponed, be adopted.

Carried.

Senator Titus asked unanimous consent to have Senate file No. 295 withdrawn from the committee on Judiciary and referred to the committee on Elections.

Leave was granted and the bill was referred to the committee on Elections.

BILLS ON THIRD READING.

On motion of Senator Classen, House file No. 33, a bill for an act to legalize the proceedings of the mayor and council of

the incorporated town of St. Anthony, Marshall county, with report of committee recommending amendment, was taken up, considered, and the report of the committee adopted.

Amend by inserting after the figures "1899" in the fourth line of section 1, the words "not in conflict with the laws of Iowa."

Senator Classen moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Crossley, Eaton, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Tallman, Titus, Trewin, Wallace, Young—33.

The nays were:

None.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Craig, Emmert, Garst, Gorrell, Harriman, Healy, Junkin, Lyons, McIntire, Nolan, Porter, Smith, Townsend, Wilson—17.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Moffit moved that the report of the committee on Senate file No. 104, recommending indefinite postponement, be adopted.

Carried.

Senator Moffit moved that the report of the committee on Senate file No. 103, recommending indefinite postponement, be adopted.

Carried.

The President announced that he had signed in the presence of the Senate, Senate file No. 136.

On motion of Senator Moffit, House file No. 113, a bill for an act to amend section 2832 of the code, in relation to the distribution of text-books, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moffit moved that the rule be suspended, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Crossley, Eaton, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Trewin, Wilson, Young—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Craig, Emmert, Garst, Gorrell, Harriman, Hobart, Hubbard, Junkin, Smith, Townsend, Wilson—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Lister moved that Senate file No. 158 be indefinitely postponed.

Carried.

On motion of Senator Lister, Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedau, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lister moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allen, Arthaud, Bachman, Bishop, Brighton, Cheshire, Classen, Crossley, Eaton, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Penrose, Porter, Titus, Wallace, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Bolter, Craig, Emmert, Garst, Gorrell, Harriman, Junkin, McArthur, McIntire, Perrin, Smith, Tallman, Townsend, Trewin, Wilson—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Lister, House file No. 181, a bill for an act to legalize the ordinances of the incorporated town of Primghar, O'Brien county, Iowa, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lister moved that the rule be suspended, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Crossley, Eaton, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Wallace, Young—36.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Craig, Emmert, Garst, Gorrell, Harriman, Junkin, McArthur, Smith, Townsend, Trewin, Wilson—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Nolan moved that House file No. 8 be made a special order for next Tuesday, at 10:30 A. M.

Carried.

The Journal of yesterday was taken up, corrected and approved.

Senator Arthaud moved that when the Senate adjourn, it be until 2 o'clock P. M., Monday next.

Lost.

The hour having arrived, the President declared the Senate adjourned until 9 o'clock A. M., Monday

SENATE CHAMBER,
DES MOINES, Monday, March 5, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Harvey O. Breeden of Des Moines, Iowa.

On request of Senator Ball, leave of absence was granted Senator Titus.

On request of Senator Ball, leave of absence was granted Senator Blanchard.

On request of Senator Ball, leave of absence was granted Senator Wilson.

On request of Senator Lister, leave of absence was granted Senator Smith.

On request of Senator Mullan, leave of absence was granted Senator Alexander.

On request of Senator McArthur, leave of absence was granted Senator Penrose.

On request of Senator Moffit, leave of absence was granted Senator Hayward.

On request of Senator Ball, leave of absence was granted Senator Porter.

On request of Senator Garst, leave of absence was granted Senator Crossley,

On request of Senator Emmert, leave of absence was granted Senator Hazelton.

On request of Senator McArthur, leave of absence was granted Senator Lewis.

PETITIONS AND MEMORIALS.

Senator Garst presented petition of 101 voters of Greene county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator McArthur presented petition of citizens of Des Moines county, Iowa, in favor of a compulsory reformatory for women.

Referred to committee on Charitable Institutions.

Senator Lister presented petition of eighty-eight voters of Lyon county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Perrin presented petition of citizens of Floyd county, Iowa, in favor of Senate file No. 135, known as the Finch bill.

Referred to committee on Schools.

Senator Emmert presented petition of 281 women and 248 voters of Cass county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Perrin presented petition of 212 women and 207 voters of Floyd county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Ball presented petition of 158 women and 186 voters of Iowa county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Eaton presented petition of 741 women and 550 voters of Page county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lewis presented petition of citizens of Grinnell, Poweshiek county, Iowa, in favor of striking out the word "male" from the state constitution; also a petition of citizens of Keokuk, Iowa, on the same subject.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Cheshire presented petition of citizens of Polk county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Gorrell presented petition of citizens of Jasper county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Nolan presented petition of 152 citizens of Dubuque county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Harriman presented petition of 224 women and 117 voters of Franklin county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Finch presented petition of citizens of Pocahontas county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Lyons presented petition of eighty-one women and thirty-eight voters of Howard county, Iowa, asking that the word "male" be stricken from the state constitution; also, petition of 270 women and 127 voters of Winneshiek county, Iowa, on the same subject.

Referred to committee on Constitutional Amendments and Suffrage.

Senator McArthur called up the resolution relative to memorializing our senators and representatives in congress in regard to the collection of mail in the country districts, and moved its adoption.

Adopted.

Senator Harriman moved that a recess be taken from 9:25 A. M. until 10 o'clock A. M.

Carried.

President called the Senate to order pursuant to recess just taken.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 276, a bill for an act to amend section 3958 of the code, relating to returns of executions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts and changes of venue therefrom, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Finch moved that the Senate do now adjourn until 2 o'clock this afternoon.

On this question a roll call was demanded.

The yeas were:

Senators Alberson, Ball, Bishop, Classen, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hobart,

Hopkins, Lister, Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Perrin, Tallman, Young—28.

The nays were:

Senators Cheshire, Eaton—2.

Absent or not voting:

Senators Alexander, Allyn, Arthaud, Buchanan, Blanchard, Bolter, Brighton, Craig, Crossley, Hayward, Hazelton, Healy, Hubbard, Junkin, Lambert, Lewis, Mardis, Penrose, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson—25.

So the motion to adjourn prevailed.

Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment, at 2 o'clock P. M., President Milliman presiding.

On request of Senator Mardis, leave of absence was granted Senator Hubbard.

On request of Senator Lambert, leave of absence was granted Senator Alberson.

The following message was received from the governor:

DES MOINES, March 5, 1900.

To the Senate:

I have the honor to inform the Senate that I have approved, signed and caused to be deposited with the secretary of state the following bills originating in your honorable body:

March 2d, Senate file No. 289, an act providing for the continuance in force of certificates issued by the auditor of state to insurance companies organized under the laws of Iowa, and extending the time for payment of taxes by said companies.

March 2d, Senate file No. 10, an act providing for the levy of a special tax of one tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state, for the erection, improvement and equipment of buildings for the State university.

March 2d, Senate file No. 67, an act to amend section seven hundred and twenty-nine (729) of the code, in relation to the powers of library trustees.

March 2d, Senate file No. 72, an act making an appropriation for the purchase of 30,000 railroad commissioners' official maps, to be distributed by the members of the general assembly and railroad commissioners.

March 2d, Senate file No. 83, an act to amend section seven hundred and seventy-nine (779) of the code, relating to collection of taxes.

March 2d, Senate file No. 155, an act appropriating money to pay express and freight.

March 2d, Senate file No. 35, an act to amend section five thousand and thirty-four (5034) of the code, relating to using blasphemous or obscene language.

March 2d, Senate file No. 114, an act to legalize the levy and collection of a library tax levied on the taxable property of the city of Council Bluffs for the years 1898 and 1899.

March 3d, Senate file No. 136, an act to amend sections twenty-eight hundred and forty-nine (2849) and twenty-eight hundred and fifty-five (2855) of the code, relating to the school fund, loans and interest.

L. M. SHAW.

Passed on file.

The Journal of Saturday was taken up, corrected and approved.

PETITIONS AND MEMORIALS.

Senator Bolter presented petition of 369 women of Monona, county, Iowa, asking that the word "male" be stricken from the constitution; also, petition of 239 voters of the same place on the same subject.

Referred to committee on Constitutional Amendments and Suffrage.

BILLS ON THIRD READING.

On motion of Senator Penrose, Senate file No. 260, a bill for an act to amend sections 5662 and 5667 of the code, relating to bonds of wardens and clerks of the penitentiaries, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Penrose moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Bachman, Ball, Bishop, Bolter, Cheshire, Classen, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Tallman, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Allyn, Arthaud, Blanchard, Brighton, Craig, Eaton, Healy, Hubbard, Lewis, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Moffit, House file No. 66, a bill for an act providing for the payment by the state, of costs and fees incurred in prosecutions for escaping from the penitentiary, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Amend section 1 by striking out the word "of" and figures "1897," in the third line thereof.

Adopted.

Amend section 2 by striking out all between the word "case," in the fourth line, and the word "and," in the thirteenth line.

Adopted.

Amend by striking out section 4 of the bill.

Adopted.

Senator Moffit moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Bachman, Ball, Bishop, Bolter, Cheshire, Classen, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hopkins, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Tallman, Young—31.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Allyn, Arthaud, Blanchard, Brighton, Craig, Eaton, Healy, Hobart, Hubbard, Lewis, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson—19.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked :

House file No. 280, a bill for an act to amend section thirty-three hundred and thirty (3330), and section thirty-three hundred and thirty-one (3331) of the code, authorizing the approval by a judge of the court in vacation of conveyance and reports of sales and mortgages made by executors and administrators.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 136, a bill for an act prohibiting the use of gasoline, benzine, naptha and other explosives in tenements, additional to chapter ten (10), title twenty-four (24) of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 166, a bill for an act to amend section 1, of chapter 74 of the acts of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' home, at Davenport.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following committee substitute in which the concurrence of the Senate is asked:

Committee substitute for House file No. 138, a bill for an act to amend section 5716, chapter 2 of title 26 of the code, relating to the compensation of turnkeys and guards at the penitentiaries of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 310, a bill for an act to legalize the incorporation of the town of Bussey, Marion county, Iowa, and the acts of the city council thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 173, a bill for an act to amend section 704 of the code, relative to the general powers of cities and towns.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution relative to the change of offices in state building affecting the custodian, labor commissioner, horticultural society and board of health.

S. M. CART,
Chief Clerk.

On motion of Senator Emmert, substitute for Senate file No. 82, a bill for an act to amend sections twenty-five hundred and seventy nine (2579), and twenty-five hundred and eighty-one (2581) of the code, in relation to the practice of medicine, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Emmert moved the substitute be adopted.

Carried.

The bill was read for information.

Senator Emmert moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass ?

The yeas were:

Senators Bachman, Ball, Bishop, Bolter, Cheshire, Classen, Crossley, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Hobart, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Tallman, Young—28.

The nays were:

Senator Penrose—1.

Absent or not voting:

Senators Alexander, Alberson, Allyn, Arthaud, Blanchard, Brighton, Craig, Eaton, Garst, Gorrell, Healy, Hopkins, Hubbard, Lewis, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson—21.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

The President announced that he had signed in the presence of the Senate, House file No. 54.

On motion of Senator Mullan, Senate file No. 254, a bill for an act to amend section 799 of the code, relating to street improvements and special assessments, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Mullan moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass.

The yeas were:

Senators Bachman, Ball, Bolter, Cheshire, Classen, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Tallman, Young—30.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Allyn, Arthaud, Bishop, Blanchard, Brighton, Craig, Eaton, Healy, Hubbard, Junkin, Lewis, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson—20.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator McArthur filed the following motion:

I move to reconsider the vote by which Senate file No. 82 passed the Senate.

On motion of Senator Cheshire, Senate file No. 268, a bill for an act to relinquish to the public certain real property for street purposes, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Cheshire moved that the rule be suspended and that the bill be considered engrossed and the reading just had be its third reading.

Senator Tallman moved that further action on this bill be deferred until to-morrow, to be taken up immediately after the special order is disposed of.

Carried.

Senator Penrose moved that the Senate now take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Concurrent resolution relative to the change of offices in state building, affecting the custodian, labor commissioner, horticultural society and board of health.

Passed on file.

Senate file No. 173, a bill for an act to amend section 704 of the code, relating to the general powers of cities and towns.

Passed on file.

House file No. 310, a bill for an act to legalize the incorporation of the town of Bussey, Marion county, Iowa, and the acts of the city council thereof

Read first and second time and referred to committee on Judiciary.

Committee substitute for House file No. 138, a bill for an act to amend section 5716, chapter 2, of title 26 of the code, relating to the compensation of turnkeys and guards at the penitentiaries of Iowa.

Read first and second time and referred to committee on Compensation of Public Officers.

House file No. 166, a bill for an act to amend section 1, of chapter 74 of the acts of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' home, at Davenport.

Read first and second time and referred to committee on Compensation of Public Officers.

House file No. 136, a bill for an act prohibiting the use of gasoline, benzine, naphtha and other explosives in tenements, additional to chapter 10, title 24 of the code.

Read first and second time and referred to committee on Public Health.

House file No. 280, a bill for an act to amend sections 3330 and 3331 of the code, authorizing the approval by a judge of the court in vacation of conveyance and reports of sales and mortgages made by executors and administrators.

Read first and second time and referred to committee on Judiciary.

Senator Penrose moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, March 6, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. C. L. Stratton of Red Oak, Iowa.

PETITIONS AND MEMORIALS.

Senator Alberson presented petition of citizens of Washington county, Iowa, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Harriman presented petition of W. E. Brice and seventy other citizens of Cerro Gordo county, Iowa, asking that a law be enacted providing for a bounty of a one-fourth per cent per pound on beet sugar manufactured in Iowa.

Referred to committee on Manufactures.

Senator Mardis presented petition of 100 women of Wayne county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Hopkins presented petition of 665 voters of Dallas county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Emmert presented petition of seventy women and eighty-six voters of Shelby county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Arthaud presented petition of twenty-seven women of Taylor county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Young presented petition of forty-two voters of Lee county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Hobart presented petition of 402 women and 294 voters of Ida county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Bishop presented petition of eighty-eight women and ninety-seven voters of Clayton county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Tallman presented petition of 284 voters of Warren county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Hubbard presented petition of 851 women and 497 voters of Woodbury county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Bachman presented petition of thirty-five women and forty-four voters of Dickinson county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Junkin presented petition of 120 women and 140 voters of Mills county, Iowa, and 187 women and 38 voters of

Montgomery county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Bachman presented petition of 117 voters of Kosuth county, Iowa, against compulsory education.

Referred to committee on Schools.

INTRODUCTION OF BILLS.

By Senator Fitchpatrick, Senate file No. 302, a bill for an act defining inebriates, authorizing the establishment of a home for such persons and providing their detention and treatment.

Read first and second time and referred to committee on Charitable Institutions.

Senator Hazleton offered the following concurrent resolution and moved its adoption.

CONCURRENT RESOLUTION, BY HAZLETON.

Resolved, by the Senate, the House concurring: That the governor of the state be, and is hereby authorized to appoint and commission such number of delegates as may seem to him proper, and to empower the same to investigate in behalf of the state of Iowa, the financial, commercial, manufacturing, agricultural, horticultural, mining, economic, judicial, social, educational, moral or religious conditions and interests, at any exposition, and of any foreign country, the food, mining, manufacturing and commercial resources and prospects thereof; the breeds of domestic cattle, foods and cereals grown therein; and to make report thereon, provided, however, that such investigation shall be prosecuted without charge to the state of Iowa for services rendered or expenses incurred.

Adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled Senate substitute for House file No. 54, a bill for an act to amend section seven hundred and thirty-two (732) of the code, relating to the levying of taxes for library purposes.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 283, a bill for an act to amend section two hundred and fifty-three (253) of the code, relating to necessary expenses of judges of the district court, beg leave to report that they have had the same under consideration and have instructed me to report the following substitute for said Senate file No. 283, back to the Senate with the recommendation that said substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 283, BY HAZELTON.

A bill for an act to reimburse district judges for expenses paid in attendance upon their official duties at places within their respective judicial districts other than the county seat of the county of their residence.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That every judge of the district court of the state of Iowa, shall be reimbursed his expenses incurred and actually paid, not exceeding \$500 per annum, in attendance upon his official duties within his judicial district other than the county seat of the county of his residence. The auditor of state shall pay such expenses semi-annually, by warrant on the state treasurer, upon the filing of an itemized and verified statement of such expenses.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Lyons, Senate file No. 268, a bill for an act to create and enforce liens for purchase price of personal property, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

The Senate resumed consideration of Senate file No. 268, which was deferred from yesterday.

Senator Cheshire offered the following amendment and moved its adoption:.

I move to amend section 1, by striking out the words "the south forty feet," in the first line, and inserting in lieu thereof the words "a strip of land sixty feet wide off the south side."

Senator Cheshire moved that further consideration of Senate file No. 268 be deferred without date, and retain its place on the Calendar.

The motion prevailed.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution, relative to the printing of 5,000 extra copies of the adjutant-general's report for the years 1898 and 1899, said copies to be bound in cloth.

S. M. CART,
Chief Clerk.

No. 1 on the Calendar was then taken up, being House file No. 58, a bill for an act to amend section 2992 of chapter 9, title 144, of the code of Iowa, relating to landlord and tenant, with report of committee recommending a substitute, was taken up, considered, and the reported of the committee adopted.

The substitute was read for information.

Senator Bolter offered the following amendment to the substitute and moved its adoption.

Amend by adding to section 1 the following:

Provided, however, that nothing herein, shall in any manner apply to leases existing at the time of the taking effect of this act, nor shall a failure to index, as herein contemplated, in any manner, change or tend to defeat the lien of the landlord, whose ownership of the leased premises is of record in the county where the same may be situated.

The Journal of yesterday was taken up, corrected and approved.

Senator Hazelton moved that the special order for 10:30 today, being House file No. 8, be made a special order for 9:30 o'clock Thursday morning.

Carried.

The hour having arrived, the President declared the Senate adjourned until 9 o'clock Thursday morning.

SENATE CHAMBER,
DES MOINES, Thursday, March 8, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. A. B. Schrader of Nevada, Iowa.

On request of Senator Emmert, leave of absence was granted Senator Townsend.

PETITIONS AND MEMORIALS.

Senator Fitchpatrick presented petition of 100 citizens of Nevada, Iowa, against legalizing saloon petitions and also favoring bill to prohibit sales on orders of traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Wallace presented petition of 867 women of Hamilton county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Perrin presented petition, which was read, of the Brick and Tile association of Mason City, Iowa, asking for an appropriation for a new engineering hall and the establishment at Ames of a ceramic laboratory.

Referred to committee on Appropriations.

Senator Hazelton presented petition of F. Robbins and others of Neola, Iowa, for establishment of a normal school.

Referred to committee on Educational Institutions.

Senator Brighton presented petition of 375 women and 103 voters of Jefferson county, Iowa, in favor of striking out the word "male" from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Titus presented petition of 458 voters of Muscatine county, Iowa, and a petition of citizens of Louisa county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Wilson presented petition of druggists of Clinton, Iowa, in favor of a bill regulating the sale of patent and proprietary medicines.

Referred to committee on Pharmacy.

Senator Wilson presented petition of Mrs. E. B. Holden, president, and Carrie E. Gondie, secretary, of the Christian Endeavor society of De Witt, Iowa, protesting against the solicitation of orders for intoxicating liquors. Also, petition of M. Benedict, president, and Mina E. Kohlmier, secretary, of the Christian Endeavor society of Clinton, Iowa, on same subject.

Referred to committee on Suppression of Intemperance.

Senator Tallman presented petition, which was read, of citizens of Indianola, Iowa, in mass meeting assembled, protesting against any movement towards legislation to legalize past violations of the liquor law.

Referred to committee on Suppression of Intemperance.

Senator Lewis presented petition of nineteen women and three voters of Keokuk county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Arthaud presented petition of citizens of Corning and Lenox, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Junkin presented petition of citizens of Elliott, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Junkin presented petition of members of the Montgomery county bar, in favor of the Kirkwood bill, to change

Harrison county from the Fourth to the Fifteenth Judicial district.

Referred to committee on Congressional and Judicial Districts.

Senator Lister presented petition of citizens of Rock Rapids, Iowa, protesting against any legislation in the interest of saloons.

Referred to committee on Suppression of Intemperance.

Senator Moffit presented petition of 113 women and 117 voters of Jones county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

INTRODUCTION OF BILLS.

By Senator Fitchpatrick, Senate file No. 303, a bill for an act to amend section 2451 of the code, relative to the revocation of a bar to proceedings against persons selling intoxicating liquors.

Read first and second time and referred to committee on Judiciary.

By Senator Porter, by request, Senate file No. 304, a bill for an act to provide additional penalties for the illegal sale of intoxicating liquors.

Read first and second time and referred to committee on Judiciary.

By committee on Appropriations, Senate file No. 305, a bill for an act appropriating money for the benefit of the Industrial Home for the Blind at Knoxville, Iowa.

Read first and second time and placed upon the Calendar.

By committee on Appropriations, Senate file No. 306, a bill for an act making provision for the support of the department of the Industrial school for girls at Mitchellville, Iowa.

Read first and second time and placed upon the Calendar.

By Senator Arthaud, by request, Senate file No. 307, a bill for an act to amend subdivision 2 of section 2448 of the code, relating to consent of property owners to sale of intoxicating liquors.

Read first and second time and referred to committee on Suppression of Intemperance.

By Senator Lewis, Senate file No. 308, a bill for an act to amend section 2799 of the code, relative to consolidation of independent districts.

Read first and second time and referred to committee on Schools.

HOUSE MESSAGE CONSIDERED.

Concurrent resolution, relative to the printing of 5,000 extra copies of the adjutant-general's report for the years 1893 and 1899, said copies to be bound in cloth.

Adopted.

REPORTS OF COMMITTEES.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 135, a bill for an act to amend section twenty-six hundred and thirty (2630) of the code, relating to qualification, examination of, and issuing of certificates and diplomas to teachers by the board of educational examiners, and No. 193, a bill for an act to amend section twenty-six hundred and thirty (2630) of the code, in relation to the issuing of certificates and diplomas by the board of educational examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the annexed committee substitute for same, a bill for an act authorizing the issuance by the educational board of examiners of special certificates, and to repeal section twenty-six hundred and thirty (2630) of the code, be adopted and passed.

W. R. LEWIS,
Chairman.

The following substitute was read first and second time and placed on file.

COMMITTEE SUBSTITUTE FOR SENATE FILE NO. 135 AND SENATE FILE NO. 193.

A bill for an act authorizing the issuance by the educational board of examiners, of special certificates, and to repeal section twenty-six hundred and thirty (2630) of the code.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. It may also issue a special certificate to any teacher of music, drawing, penmanship or other special branches, or to any primary teacher, of sufficient experience, who shall pass such examination as the board may require in the branches and methods pertaining thereto, for which the

certificate is sought. Such certificates shall be designated by the name of the branch and shall not be valid for any other department or branch. The board shall keep a complete register of all persons to whom certificates or diplomas are issued.

Sec. 2. Section twenty-six hundred and thirty (2630) of the code is hereby repealed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 271, a bill for an act to amend section 1 of chapter 95 of the acts of the Twenty-seventh General Assembly, in relation to the issuance of bonds by school corporations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred House file No. 105, a bill for an act to amend section two thousand, seven hundred and seventy-eight (2778) and section two thousand, seven hundred and eighty-five (2785) of chapter 14, title 13 of the code of Iowa, relative to employing school teachers in school townships, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the annexed substitute therefor be adopted, and that when so adopted it do pass.

W. R. LEWIS,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR HOUSE FILE NO. 105.

A bill for an act to amend section twenty-seven hundred and seventy-eight (2778) of the code, relative to the employment of teachers.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-seven hundred and seventy-eight (2778) of the code is amended by inserting after the word "law," in the fifth line, the following: "but the board may authorize any subdirector to employ teachers for the schools in his subdistrict.

Ordered passed on file.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 235, a bill for an act making an appropriation to

provide for the education of Linnie Haguewood, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

WARREN GARST,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred House file No. 261, a bill for an act making an appropriation to provide for the education of Linnie Haguewood, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 286, a bill for an act to authorize the auditor of state to issue warrants for the sum of \$1,004.34 to James J. Dunn; and for the sum of \$271 25, payable to Martin P. Healy, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Claims.

WARREN GARST,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out section two (2) thereof, and that when so amended that it do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 229, a bill for an act appropriating money for the completion and classification of the state library, beg leave to report that they have had the same under consideration and have instructed me to

report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 90, a bill for an act to punish railway passenger train robbers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 90—BY M'INTIRE.

A bill for an act to punish railway train robbers.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That if any person shall stop, or attempt to stop any railway passenger train, with intent to rob any person thereon, or to rob any coach attached thereto, or to rob any mail pouch, express safe or box on such train; or shall wreck or attempt to wreck, derail or attempt to derail, any such train, by any means whatever, with intent to commit such robbery; or shall obstruct or detain such train, or any locomotive, tender, coach or car attached thereto; or shall place upon any railway track, or under any engine, tender, coach or car any explosive substance, with intent to obstruct, stop, detain, derail or wreck such train, for the purpose of committing such robbery, or shall remove any spike, fish plate, frog, rail, switch, tie, stringer or appliance used on such railway with intent to obstruct, stop, detain, derail or wreck such train for the purpose of committing such robbery; or shall enter any locomotive, tender, coach or car attached to such train, and take, or attempt to take possession thereof, for the purpose of committing such robbery; or shall rifle any coach, car, safe, box or mail pouch on such train; or shall with force and arms take and carry away any valuable thing whatever from such train, or from any person thereon; or shall intimidate, injure, wound or maim any person thereon, with intent to commit such robbery, he shall, upon conviction thereof, be imprisoned in the penitentiary at hard labor, for life, or for any term not less than ten years.

Sec. 2. This act, being deemed of immediate importance, shall be in force from and after its publication in the Des Moines Leader and the Iowa State Register, newspapers published at Des Moines, Iowa.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 310, a bill for an act to legalize the incorporation of the town

of Bussey, Marion county, Iowa, and the acts of the city council thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 258, a bill for an act to appropriate the sum of five hundred dollars to pay John F. Oliver, for legal services rendered in behalf of the state, in a case involving the validity and construction of the will of the late Baxter Whiting, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 241, a bill for an act to amend section 254 of the code, relating to compensation of shorthand reporters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons in the state penitentiary, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 129, a bill for an act to amend section 4051 of the code, relating to the redemption of real estate sold upon execution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the bill do pass

Amend the title by striking out the words "of Iowa," after the word code;" amend the title by striking out the word "of," at the end of the first line, and also by striking out the word "Iowa," at the beginning of the second line.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Hazelton, from the committee on Elections, submitted the following report:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 130, a bill for an act to repeal section 1119 and amend section 1120 of the code, relating to the marking and counting of ballots, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that said Senate file No. 130 be indefinitely postponed for the reason that Senate file No. 75, by Penrose, which has been reported for passage, relates to the same subject matter.

A. S. HAZELTON,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 295, a bill for an act amending section eleven hundred and six (1106) of the code, in relation to the form of ballots, and providing that voting upon constitutional amendments or other public measures shall be by separate ballot, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows: By striking out the words "twenty-fourth" in the third and fifth lines of said bill and inserting in lieu thereof the words "twenty-fifth," and by striking out the words "twenty-fifth," in the sixth line thereof, and inserting in lieu thereof the words "twenty-sixth," and that when so amended, the bill do pass.

A. S. HAZELTON,
Chairman.

Ordered passed on file.

Senator Penrose, from the committee on Railways, submitted the following report:

MR. PRESIDENT—Your committee on Railways, to whom was referred substitute for House file No. 119, a bill for an act to regulate the sale and require the redemption of passenger tickets by common carriers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended, and when so amended that the same do pass. That section 1 be amended by inserting after the word "sold," in the sixth line the following words: "at the maximum rate allowed by law;" that section 3 be amended by striking out the word "ten" after the

word "within," in the fourth line, and inserting in lieu thereof the word "thirty;" that section 3 be amended by striking out the words "one hundred," in the sixth line, and inserting the word "fifty" in lieu thereof.

E. G. PENROSE,
Chairman.

Ordered passed on file.

Senator Griswold moved that when the Senate adjourn to-morrow at noon, it be until 2 o'clock in the afternoon.

Carried.

Senator Perrin moved that when the Senate adjourn to-day, it be to meet to-morrow at 10 o'clock, A. M.

Carried.

Senator Lewis moved that House file No. 186, be recommitted and that it retain its place on the Calendar.

Carried.

On motion of Senator Mullan, House file No. 128, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department was taken up, considered and indefinitely postponed.

SPECIAL ORDER.

The hour having arrived the Senate took up House file No. 8, which was made a special order for this time.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 218, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department, and defining the duties and fixing the salaries of the librarian's assistant and the curator, and making an appropriation for the support of the state librarian.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution, in which the concurrence of the House was asked:

Concurrent resolution relative to the appointment by the governor of delegates to investigate, in behalf of the state of Iowa, the financial, commercial conditions and interests at any exposition and of any foreign country.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

House file No. 34, a bill for an act to pay over money belonging to the estate of William Parks, uninherited and escheated to and now in the treasury of the state of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 76, a bill for an act to reimburse Jones county for costs incurred in prosecutions for violation of section four thousand, eight hundred and ninety-seven (4897), code of 1897.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 198, a bill for an act to refund taxes and license fees paid to the treasurer of the state, when the law under which the same have been collected, is held to be invalid, and to protect the state treasurer from individual liabilities therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 193, a bill for an act to repeal sections two hundred and fifty-six (256) and two hundred and fifty-eight (258) of the code, relating to the submission to the question of the establishment of a superior court, the election and term of the office of the judge thereof and the certification of the results of the election, and filling vacancies in said office, and to enact substitutes therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 33, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of St. Anthony, Marshall county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 48, a bill for an act to amend section 2401 of the code, relative to conducting business under permits.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 60, a bill for an act to amend section 852 of the code, and authorizing an increase of the tax levy for park purposes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 142, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of Milford, Dickinson county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate substitute to House file No. 3, a bill for an act to amend section 740 of the code, enabling school corporations to accept gifts and bequests.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate substitute to House file No. 39, a bill for an act to amend sections 747 and 748 of the code, as amended by chapter 23 of the acts of the Twenty-seventh General Assembly, relating to waterworks.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate substitute to House file No. 54, a bill for an

act to amend section 732 of chapter 4, title 5 of the code, by providing for the levy of a library tax in cities of the first class, having a population of less than 25,000.

S. M. CART,
Chief Clerk.

On motion of Senator Nolan House file No. 8, a bill for an act to amend section 1096 of the code, in relation to time of closing polls at election, with report of committee without recommendation was taken up, considered, and the report of the committee adopted.

Senator Nolan moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Ball, Bishop, Bolter, Brighton, Cheshire, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Hayward, Healy, Hubbard, Junkin, Lambert, Lewis, Lyons, McIntire, Nolan, Perrin, Porter, Tallman, Titus, Wilson, Young—26.

The nays were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Blanchard, Classen, Craig, Eaton, Griswold, Hazelton, Hobart, Hopkins, Lister, Mardis, Moffit, Mullan, Penrose, Smith, Trewin—20.

Absent or not voting:

Senators Harriman, McArthur, Townsend, Wallace—4.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Tallman moved that substitute for Senate files Nos. 185 and 193 be made special order for 10:30 o'clock to-morrow.

Carried.

The Senate here took up House file No. 58, which was pending Tuesday, March 6th.

Senator Trewin offered the following substitute to the amendment offered by Senator Bolter March 6th, and printed in the Journal.

I move, as a substitute for Senator Bolter's amendment, to amend the substitute for House file No. 58, by striking out section one (1) and inserting the following:

Section 1. That section twenty-nine hundred and ninety-two (2992) of the code, be and is hereby amended by adding thereto the following:

The lien shall not be enforced against grain sold in the usual course of trade to purchasers without notice and for value.

Senator Bolter raised a point of order that an amendment could not be offered at this time.

Senator Young moved that the time of adjournment be extended until the discussion on the bill under consideration be closed.

Lost.

Senator Titus moved that the time of adjournment be extended until the Journal is corrected.

Carried.

Senator Cheshire moved that when the Senate adjourn it be to meet at 2 o'clock, P. M.

Senator Bolter moved to amend by making the hour 2:30 o'clock.

Lost.

The question was on the original motion.

A roll call was demanded.

On the question, Shall the original motion offered by Senator Cheshire be adopted?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Ball, Bishop, Cheshire, Classen, Crossley, Eaton, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, Hopkins, Lambert, Lister, McIntire, Moffit, Penrose, Perrin, Smith, Tallman, Titus, Wilson, Young—27.

The nays were:

Senators Bachman, Blanchard, Bolter, Brighton, Craig, Emmert, Finch, Hayward, Healy, Hobart, Hubbard, Junkin, Lewis, Lyons, Mardis, Mullan, Nolan, Porter, Trewin, Wallace—20.

Absent or not voting:

Senators Garst, McArthur, Townsend—3.

So the motion to convene at 2 o'clock prevailed.

Senator Hayward moved that when the Senate adjourns this afternoon it be to meet at 8 o'clock this evening.

Lost.

The Journal of Tuesday was taken up, corrected and approved.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

PETITIONS AND MEMORIALS.

Senator Garst presented petition of citizens of Glidden and Auburn, Iowa, in favor of a law prohibiting the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Trewin presented petition of the Nineteenth Century club of Waukon, Iowa, in favor of the library commission bill.

Referred to committee on Public Libraries.

Senator Trewin presented petition of citizens of Allamakee county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Smith presented petition of 887 women and 371 voters of Mitchell county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Bolter presented petition of fifty-nine women and thirty-five voters of Harrison county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Alberson presented petition of citizens of Henry and Washington counties, Iowa, against Senate file No. 65, known as the Cheshire bill.

Referred to committee on Judiciary.

Senator Healy presented petition of 167 women of Webster county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Townsend presented petition of 349 women and 210 voters of Marion county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Cheshire presented petition of 1,201 women and 678 voters of Polk county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Craig presented petition of 273 women and 126 voters of Bremer county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

INTRODUCTION OF BILLS.

By Senator Alexander, by request, Senate file No. 309, a bill for an act to amend section 2448 of the code of 1897, in relation to regulating the sale of intoxicating liquors.

Read first and second time and referred to committee on Suppression of Intemperance.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution relative to requesting senators and representatives in congress to advocate such legislation as may be necessary to provide for the delivery and collection of mail along public highways on all star routes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 313, a bill for an act to amend subdivision three (3), section twenty-four hundred and forty-eight of the code, relating to surety on bonds.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 91, a bill for an act to establish and equip schools for special instruction and training of teachers for the common schools of this state, and to provide for the location of such schools.

S. M. CART,
Chief Clerk.

The Senate resumed consideration of House file No. 58, which was pending at adjournment.

The President ruled on the point of order raised by Senator Bolter this forenoon, that the substitute to the amendment offered by Senator Trewin could not be considered until the amendment offered by Senator Bolter is disposed of, but that it was proper to offer it.

The question was on the amendment offered by Senator Bolter.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Seators Allyn, Ball, Bolter, Craig, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Griswold, Healy, Lambert, Lewis, McIntire, Mardis, Moffit, Mullan, Nolan, Porter, Tallman, Townsend, Trewin, Wallace, Wilson—25.

The nays were:

Senators Alexander, Alberson, Arthaud, Bachman, Bishop, Blanchard, Brighton, Cheshire, Classen, Fitchpatrick, Harri-
man, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin,
Lister, Lyons, Penrose, Perrin, Smith, Titus, Young—24.

Absent or not voting:

Senator McArthur—1.

So the amendment was adopted.

Senator Mullan moved that the bill be referred to the com-
mittee on Judiciary and that it retain its place on the Calendar.

Senator Arthaud moved that House file No. 58 be laid on the
table.

Carried.

Senator Lewis filed the following motion:

I move to reconsider the vote by which House file No. 8 passed the
Senate.

Senator Alexander moved that the Senate now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday March 9, 1900. }

Senate met in regular session at 10 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. J. W. Cowan of Eldora, Iowa.

On request of Senator Hazelton, leave of absence was granted Senator Arthaud.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 156, a bill for an act to amend chapter 19, title 12 of the code, creating a board of dental examiners, and providing them powers and duties and regulating their compensation.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 242, a bill for an act to encourage the manufacture of sugar in the state of Iowa by making certain exemptions in taxes.

S. M. CART,
Chief Clerk.

PETITIONS AND MEMORIALS.

Senator Lambert presented petition of citizens of Jackson county, Iowa, against compulsory education.

Referred to committee on Schools.

Senator Lister presented petition of members of the bar of Lyon county, Iowa, in favor of Senate file No. 225, relating to attorneys resident in other states.

Referred to committee on Judiciary.

Senator Junkin presented petition of citizens of Montgomery county, Iowa, asking for the establishment of one additional normal school.

Referred to committee on Schools.

Senator Blanchard presented petition of citizens of Mahaska county, Iowa, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Titus presented petition of 288 women of Muscatine county and sixty-four voters of Louisa county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

Senator Alexander presented petition of thirty-nine citizens of Cedar Rapids, Iowa, in favor of a women's reformatory.

Referred to committee on Charitable Institutions.

Senator Smith presented petition of sixty-six citizens of Worth county, Iowa, and 101 citizens of Winnebago county, Iowa, asking for an appropriation to establish and maintain a Scandinavian chair at the State university.

Referred to committee on Appropriations.

Senator Hopkins presented petition of members of the First Baptist church of Perry, Iowa, also endorsed by members of Baptist church of the same place, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Finch presented petition of citizens of the Fiftieth Senatorial district, protesting against the bill known as Senate file No. 65.

Referred to committee on Ways and Means.

Senator Mardis presented petition of citizens of the Fourth Senatorial district protesting against the bill known as Senate file No. 65.

Referred to committee on Ways and Means.

Senator Allyn presented petition of citizens of Leona, Iowa, protesting against the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator Bachman presented petition of citizens of Emmert county, Iowa, in favor of House file No. 91.

Referred to committee on Schools.

INTRODUCTION OF BILLS.

By Senator Ball, Senate file No. 310, a bill for an act to provide for special meetings of boards of directors of school corporations of over seven thousand (7,000) inhabitants, and defining the powers of such meetings.

Read first and second time and referred to committee on Schools.

By committee on Building and Loan, Senate file No. 311, a bill for an act to amend chapter 13, title 9 of the code, and to repeal chapter 48, acts of the Twenty-seventh General Assembly, relating to building and loan associations.

Read first and second time and placed on the Calendar.

By Senator Nolan, Senate file No. 312, a bill for an act making an appropriation for Rescue home, at Dubuque, Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Townsend, by request, Senate file No. 313, a bill for an act to amend section two thousand, four hundred and sixty-one (2461) of the code, concerning the manufacture of intoxicating liquors.

Read first and second time and referred to committee on Judiciary.

By Senator Lewis, by request, Senate file No. 314, a bill for an act to repeal section 2588 of the code, relating to the sale of drugs, medicines and poisons, and enacting a substitute therefor.

Read first and second time and referred to committee on Pharmacy.

By Senator Lewis, by request, Senate file No. 315, a bill for an act to amend section 2590 of the code, relating to the registration, examination fee, renewal certificates and permits to sell domestic remedies.

Read first and second time and referred to committee on Pharmacy.

By Senator Arthaud, by request, Senate file No. 816, a bill for an act to amend section 565 and section 1074 of the code, providing for the election of township trustees.

Read first and second time and referred to committee on Cities and Towns.

Senator Healy moved that Senate file No. 811 be made a special order for Friday March 16, at 9:30 o'clock A. M.

Carried.

By unanimous consent, Senator McArthur called up his motion to reconsider Senate file No. 82.

SPECIAL ORDER.

The Senate here took up substitute for Senate file No. 185 and Senate file No. 193, which was made a special order for this time.

Substitute for Senate file No. 185 and Senate file No. 193 was deferred until the arrival of the Journal of yesterday.

Senator Emmert offered the following resolution and moved its adoption:

Resolved, That the Senate of Iowa, hearing at this time of the affliction of the governor of the state in the death of his father, express to him its sincere sympathy in his loss.

Unanimously adopted by a rising vote.

HOUSE MESSAGES CONSIDERED.

House file No. 91, a bill for an act to establish and equip schools for special instruction and training of teachers for the common schools of this state, and to provide for the location of such schools.

Read first and second time and referred to committee on Educational Institutions.

House file No. 313, a bill for an act to amend subdivision 3 of section twenty-four hundred and forty-eight (2448) of the code, relating to the surety on bonds.

Read first and second time and referred to committee on Judiciary.

Senate file No. 218, a bill for an act for the consolidation of the miscellaneous portion of the state library with the his-

torical department, and defining the duties and fixing the salaries of the librarian, assistant and the curator, and making an appropriation for the support of the state librarian.

Read first and second time and passed on file.

House file No. 34, a bill for an act to pay over money belonging to the estate of William Parks, unherited and escheated to, and now in the treasury of the state of Iowa.

Read first and second time and referred to committee on Claims.

House file No. 76, a bill for an act to reimburse Jones county for costs incurred in prosecutions for the violation of section four thousand, eight hundred and ninety-seven (4897), code of 1897.

Read first and second time and referred to committee on Claims.

House file No. 60, a bill for an act to amend section 852 of the code, and authorizing an increase of the tax levy for park purposes.

Passed on file.

House file No. 142, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of Milford, Dickinson county, Iowa.

Passed on file.

House file No. 3, a bill for an act to amend section 740 of the code, enabling school corporations to accept gifts and bequests.

Passed on file.

House file No. 54, a bill for an act to amend section 732 of chapter 4, title 5 of the code, by providing for the levy of a library tax in cities of the first class having a population of less than 25,000.

Passed on file.

House file No. 33, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of St. Anthony, Marshall county, Iowa.

Passed on file.

House file No. 48, a bill for an act to amend section 2401 of the code, relative to conducting business under permits.

Passed on file.

House file No. 89, a bill for an act to amend sections 747 and 748 of the code, as amended by chapter 28 of the acts of the Twenty-seventh General Assembly, relating to waterworks.

Passed on file.

Substitute for House file No. 198, a bill for an act to repeal sections two hundred and fifty-six (256) and two hundred and fifty eight (258) of the code, relating to the submission to the qualified electors of a city, the question of the establishment of a superior court, the election and term of the office of the judge thereof and the certification of the results of the election and filling vacancies in said office, and to enact substitutes therefor.

Read first and second time and referred to committee on Judiciary.

House file No. 198, a bill for an act to refund taxes and license fees paid to the treasurer of state when the laws under which the same have been collected is held to be invalid, and to protect the state treasurer from individual liability therefor.

Read first and second time and referred to committee on Judiciary.

Concurrent resolution, relative to appointment by the governor of delegates to investigate in behalf of the state of Iowa the financial and commercial conditions and interests at exposition of any foreign country.

Passed on file.

Concurrent resolution relative to requesting senators and representatives in congress to advocate such legislation as may be necessary to provide for the delivery and collection of mail along public highways on all star routes.

Passed on file.

House file No. 156, a bill for an act to amend chapter 19, title 12 of the code, creating a board of dental examiners and providing them powers and duties and regulating their compensation.

Read first and second time and referred to committee on Public Health.

House file No. 242, a bill for an act to encourage the manufacture of sugar in the state of Iowa by making certain exemptions in taxes.

Read first and second time and referred to committee on Domestic Manufactures.

The Journal having arrived, the Senate resumed consideration of substitutes for Senate file No. 135 and Senate file No. 193.

On motion of Senator Lewis, substitute for Senate file No. 135 and Senate file No. 193, a bill for an act authorizing the issuance by the educational board of examiners of special certificates, and to repeal section twenty-six hundred and thirty (2630) of the code, with report of committee recommending a substitute was taken up, considered, and the report of the committee adopted.

Senator Trewin moved to strike out the word "it" in the first line of section 1 of the substitute and insert the words "the educational board of examiners" in lieu thereof.

Carried.

Senator Hayward moved to amend the substitute by striking out the word "also" in the first line of section 1.

Carried.

Senator Tallman moved that the substitute be adopted.

Adopted.

The bill was read for information.

Senator Tallman moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Healy, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur,

McIntire, Mardis, Moffit, Nolan, Perrin, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—38.

The nays were:

None.

Absent or not voting:

Senators Alberson, Arthaud, Blanchard, Bolter, Harriman, Hazelton, Hobart, Hubbard, Junkin, Mullan, Penrose, Porter—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 137, a bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriations therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 260, a bill for an act to amend section eighteen hundred and eighty-nine (1889) of the code, relating to the giving of a full and correct list of the names and residences of the officers and share holders of any bank, and the number of shares held by each, and the receiving of time deposits by loan and trust companies.

S. M. CART,
Chief Clerk.

The Senate here resumed consideration of the motion to reconsider Senate file No. 82, filed by Senator McArthur, which was pending this morning before the hour for the special order had arrived.

On the motion to reconsider a roll call was demanded.

On the question, Shall the Senate reconsider the vote by which Senate file No. 82 passed the Senate?

The yeas were:

Senators Alexander, Ball, Blanchard, Brighton, Classen, Craig, Crossley, Eaton, Garst, Gorrell, Healy, Lewis, McArthur, Mullan, Perrin, Porter, Tallman, Titus, Wallace—19.

The nays were:

Senators Allyn, Bachman, Bishop, Cheshire, Emmert, Finch, Fitchpatrick, Griswold, Hayward, Hopkins, Junkin, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Smith, Townsend, Trewin, Wilson, Young—23.

Absent or not voting:

Senators Alberson, Arthaud, Bolter, Harriman, Hazelton, Hobart, Hubbard, Penrose—8.

So the motion to reconsider was lost.

REPORT OF COMMITTEE.

Senator Hayward, from the committee on Charitable Institutions, submitted the following report:

MR. PRESIDENT—Your committee on Charitable Institutions, to whom was referred Senate file No. 256, a bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected and providing for the expense therefor, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients from the state hospitals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following be substituted therefor and when so substituted that it do pass.

W. C. HAYWARD,
Chairman.

The following substitute was read first and second time.

SUBSTITUTE FOR SENATE FILE NUMBER 256.

A bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected and providing for the expense thereof, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients from the state hospitals.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. All county and private institutions wherein insane persons are kept are hereby placed under the supervision of the board of control of state institutions.

Sec. 2. It shall be the duty of said board of control, as soon as practicable after the passage of this act, and at least twice annually thereafter, by one or more of its members, or its secretary, or by some competent and disinterested person, whom the board shall appoint, to visit every private and county institution wherein insane persons are kept. Said visitor shall carefully examine into the capacity of said institutions for the care of insane patients, the number kept therein, and their sex, the arrangement of buildings and the method of their construction, their adaptation for purposes intended, their condition as to sewerage, ventilation, light, heat, cleanliness, means of water supply, fire escapes and fire protection, the care of patients, their food, clothing, medical attendance and treatment, their employment, if any, the number, kind and sex of employes, their duties and salaries including nurses, attendants and night watches, the cost to the state or county of maintaining patients, which shall in all cases be kept separate and distinct from the cost of keeping paupers, and such other information which the said board shall deem proper. Said visitors shall make a written report including all of said matters to said board.

Sec. 3. The person making the visit above provided for shall see all patients in the institution and shall give each an opportunity to converse with him out of the hearing of any officer or employe of the institution, and shall fully investigate and inquire into any complaint by making inquiry from the persons in charge of said institution, and others, and report the result thereof in writing to said board; but said board, before acting on said report adversely to the institution, shall give the persons in charge thereof a copy of such report and an opportunity to be heard thereon.

Sec. 4. In case the inspection herein provided for shall be made by a person appointed by the board of control of state institutions, such person shall be allowed such a sum as the board may in its discretion deem proper, not to exceed five dollars (\$5) per day for the time actually employed in said work and in going to and from the same. The actual expenses of the person making the visit, and his per diem, if any shall be allowed and paid when itemized, sworn to and approved, as provided for in chapter one hundred and eighteen (118) of the acts of the Twenty-seventh General Assembly in relation to the expenses of the board.

Sec. 5. As soon as all private and county institutions in which insane persons may be kept shall have been visited and reports thereon received, the board of control shall adopt reasonable rules and regulations touching the care and treatment of such insane patients as may be kept in said institutions. Copies of such rules and regulations, when adopted, shall be mailed to the chief executive officer of each private institution, and to the clerk of the district court, the chairman of the board of supervisors, and the officer in charge of the institution in all counties having county

institutions caring for insane persons. The board shall allow in this case a reasonable time for the management of these institutions to comply with such rules and regulations.

Sec. 6. If any such institution shall fail, neglect or refuse within the time fixed by the board to comply substantially in all respects with said rules and regulations, said board is authorized to remove all said insane persons kept therein at public expense, to the proper state hospital, or to some private or county institution or hospital for the care of the insane that has complied with the rules and regulations prescribed by the said board of control at the expense of the county which sent said patient to said institution. Such removal of patients, if to a state hospital, to be made by an attendant or attendants sent from the state hospital, and the cost of such removal, including all expenses of said attendant, shall be certified by the superintendent of the hospital receiving the patient, to the auditor of state, whereupon he shall draw his warrant upon the treasurer of state for said sum, which shall be credited to the support fund of said hospital and charged against the general revenues of the state and collected by the auditor of state from said county, and the board of control shall notify the guardian or one or more of the relatives of patients kept therein at private expense, that the rules as to their care are being disregarded, and of the action taken by the board as to the other patients.

Sec. 7. Whenever it shall be found by said board of control that any patient cared for at public expense, is confined in any private asylum or county institution, who is violent and whose case is acute, and said board shall be of the opinion, after taking competent medical testimony, that said patient can be better cared for in the state hospital with better hopes of recovery, it may remove said patient to the proper state hospital at the expense of the proper county, said expense to be recovered as provided for in section six (6) hereof. And whenever said board shall find any patient in a state hospital who shall have become chronic, or likely to do as well in a county or private institution as in the state hospital, it may order the county to which the keeping of said patient is chargeable, to remove him or her to some county or private institution in the state which shall have complied with the rules of said board relative to the keeping of insane patients; but in no case shall a patient in a state hospital be thus transferred except upon the written consent of his or her immediate relatives, if any, or the commissioners of insanity of the county to which the patient is chargeable, and of the board of control; nor in the absence of the consent of said board shall a patient in a state hospital who is not cured, be discharged.

Sec. 8. The commissioners of insanity, with the consent of the board of supervisors of any county, having insane persons within such county, and having no proper facilities, either at a public or private institution, for the care, keeping and treatment of such persons within the county may, with the consent of the board of control, provide for their care at the expense of said county at any convenient private or county institution having proper facilities for the care of the same, and which will care for them to the satisfaction of the said board of control and which will comply with the rules and regulations that may be prescribed by the board of control, relative to the care and keeping of insane persons.

Sec. 9. No person shall be confined and restrained in any private institution or hospital for the care or treatment of the insane, except upon the certificate of a board of commissioners of insanity of some county in the state, or of two reputable physicians, at least one of whom shall be a bona fide resident of the state of Iowa, who shall certify that such person is a fit subject for treatment and restraint in said institution or hospital, which certificate shall be the authority of the owners and officers of said hospital or institution for receiving and confining said patient or person therein.

Sec. 10. To provide for the expenses of the inspection herein required and the per diem, there is hereby appropriated the sum of three thousand dollars (\$3,000), or so much thereof as may be necessary, from any funds of the state treasury not otherwise appropriated.

Sec. 11. All acts or parts of acts in conflict with this act are hereby repealed.

Sec. 12. This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Ordered passed on file.

Senator Alexander made the following motion and moved its adoption.

I move the adoption of the following rule:

No member shall speak more than once upon the same question, nor longer than ten minutes without leave of the Senate, nor more than twice until every member desiring it shall have spoken, except as provided in Rule 11.

Senator Ball moved that the motion be referred to the committee on Rules.

A roll call was demanded.

On the question, Shall the motion be referred to the committee on Rules?

The yeas were:

Senators Ball, Blanchard, Brighton, Cheshire, Eaton, Finch, Garst, Hobart, Hopkins, Junkin, Lambert, Lewis, Lyons, McArthur, Mardis, Nolan, Porter, Tallman, Titus, Townsend—20.

The nays were:

Senators Alexander, Alberson, Allyn, Bachman, Bishop, Classen, Craig, Crossley, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Lister, McIntire, Moffit, Mullan, Perrin, Smith, Trewin, Wallace, Wilson, Young—25.

Absent or not voting:

Senators Arthaud, Bolter, Emmert, Hubbard, Penrose—5.

So the motion to refer was lost.

Senator Ball moved to amend the motion by providing that the time may be extended by a majority vote of the Senate.

A roll call was demanded.

Senator Healy moved that the time of adjournment be extended until the motion under consideration be disposed of.

Carried.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Ball, Blanchard, Brighton, Cheshire, Crossley, Eaton, Finch, Garst, Hayward, Healy, Hobart, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Nolan, Smith, Tallman, Titus, Townsend, Wilson—25.

The nays were:

Senators Alexander, Alberson, Allyn, Bishop, Classen, Craig, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, McArthur, Moffit, Mullan, Perrin, Porter, Trewin, Wallace, Young—19.

Absent or not voting:

Senators Arthaud, Bachman, Bolter, Emmert, Hopkins, Penrose—6.

So the amendment was adopted.

The motion as amended was adopted.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

On request of Senator Classen, leave of absence was granted Senator Hayward.

On request of Senator Townsend, leave of absence was granted Senator Emmert.

REPORTS OF COMMITTEES.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was referred Senate file No. 214, a bill for an act to amend section 2515 of the code, relating to the appointment by the dairy commissioner of a deputy and assistant, and fixing their compensation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute hereto attached be adopted, and when so adopted that the same do pass.

W. F. HARRIMAN,
Chairman.

The following substitute was read first and second time.

SUBSTITUTE FOR SENATE FILE NO. 214—AGRICULTURE.

A bill for an act to amend section twenty-five hundred and fifteen (2515) of the code, relating to the appointment by the dairy commissioner of a deputy and assistant, and fixing their compensation.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-five hundred and fifteen (2515) of the code, be and the same is hereby amended by striking out of the twenty-third line of said section, after the word "employ," the words "a clerk at an expense of not more than seventy-five dollars per month," and by inserting in lieu thereof the words: "an office deputy at a salary of twelve hundred dollars per year; the dairy commissioner may also appoint, upon the recommendation of the president of the Iowa State College of Agriculture and Mechanic Arts, the director of the Iowa Experiment station, and the professor of dairying, one assistant, who shall perform such duties as may be assigned to him by the dairy commissioner, and who shall receive a salary of twelve hundred dollars per year, and said deputy and assistant of the dairy commissioner shall be allowed, in addition to their salaries, actual and necessary expenses when in the performance of their official duties, said expenses to be itemized, verified under oath, and when audited and approved by the executive council, to be paid upon warrants of the state auditor upon the state treasurer, provided, that such expenditures shall not exceed the appropriation made for the dairy commissioner's office."

Ordered passed on file.

Senator Wallace, from the committee on Highways, submitted the following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred House file 187, a bill for an act to amend section fifteen hundred and sixty (1560) of the code of 1897, relating to the service of notice to remove obstructions from public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

JOSEPH WALLACE,
Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT—Your committee on Highways, to whom was referred substitute for House file No. 14, a bill for an act to repeal chapter 38 of the laws of the Twenty-seventh General Assembly, relative to the cutting of weeds on the public roads, and to enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out in the seventh line of said bill the words, "on or before the first," and inserting in lieu thereof the following, "between the fifteenth day of July and the fifteenth," and when so amended that the bill do pass.

JOSEPH WALLACE,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT AND MR. SPEAKER—Your joint committee on Enrolled Bills, respectfully report that they have examined, and find correctly enrolled, House file No. 113, a bill for an act to amend section Twenty-eight hundred and thirty-two (2832) of the code, in relation to the distribution of text-books in counties adopting a uniform series.

Also, House file No. 157, a bill for an act granting the right to corporations organized under the laws of a foreign country, and corporations organized under the laws of this country, one-half of the stock of which is owned and controlled by nonresident aliens, to hold and dispose of real property, and to legalize certain contracts and conveyances of such corporations.

Also, House file No. 181, a bill for an act to legalize the resolutions, ordinances and proceedings of the council of the incorporated town of Primghar, O'Brien county, Iowa.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

Senator Moffit offered the following resolution:

Resolved, By the Senate, the House concurring: That the Speaker of the House and the President of the Senate shall each declare his respective house adjourned *sine die* on Tuesday, March 20, 1900, at 12 o'clock M.

Laid over under the rule.

REPORTS OF COMMITTEES.

Senator Titus, from the committee on Mines and Mining, submitted the following report:

MR. PRESIDENT—Your committee on Mines and Mining, to whom was referred House file No. 124, a bill for an act requiring mine foremen, pit bosses and hoisting engineers to submit to examination and hold certificates of competency, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the same do pass:

Amend the title by inserting at the end thereof the following: "and providing for the punishment of persons violating the provisions of this act."

Amend by inserting after the word "herein," in the eighth line of section 3, the following: "together with their actual expenses incurred in the performance of such duties, which expenses shall be itemized and verified as provided by section two thousand, four hundred and eighty (2480) of the code.

G. M. TITUS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Mines and Mining, to whom was referred House file No. 22, a bill for an act to amend section two thousand, four hundred and ninety (2490), relating to mines and mining, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the same do pass:

Amend by striking out all after the word "section," in line 3 thereof.

G. M. TITUS,
Chairman.

Ordered passed on file.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred House file No. 68, a bill for an act to provide for the teaching of the elements of vocal music in all of the public schools of Iowa, beg leave to

report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 221, a bill for an act to amend section twenty-seven hundred and sixty-four (2764) of the code, relating to the taking of school census, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by inserting a comma after the word "may," in the sixth line.

Strike out of lines 6, 7 and 8 the following words: "begin the enumeration of persons of school age on or after the first day of July and May, by and;" strike out of line 8 the word "directors," and insert in lieu thereof the word "board;" and that when so amended the bill do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Senator Hubbard, from the committee on Claims, submitted the following report:

MR. PRESIDENT—Your committee on Claims, to whom was referred Senate file No. 286, a bill for an act to authorize the auditor of state to issue warrants for the sum of \$1,004.34 to Jas. J. Dunn, and for the sum of \$271.25, payable to Martin P. Healy, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. H. HUBBARD,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Claims, to whom was referred Senate file No. 287, a bill for an act appropriating \$620 to compensate Charles Alexander for eight horses killed by J. I. Gibson, state veterinary surgeon, as glandered, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. H. HUBBARD,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Claims, to whom was referred Senate file No. 237, a bill for an act to pay sundry persons named in this bill

for material and labor furnished by them in the erection of the medical hospital of the Iowa State university, erected in 1897, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. H. HUBBARD,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Claims, to whom was referred Senate file No. 288, a bill for an act appropriating \$175 to compensate Charles Rowdebrush for two horses killed by J. I. Gibson, state veterinary surgeon, as glandered, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. H. HUBBARD,
Chairman.

Adopted.

On motion of Senator Titus, Senate file No. 32, a bill for an act to promote the establishment and efficiency of free public libraries and public school libraries in the state of Iowa, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Titus moved the adoption of the following committee amendments:

Amend section 5 by striking out the figure "4," in the seventh line and inserting the word "four" in lieu thereof.

Adopted.

Amend section 5 by striking out the word "treasurer," in the twelfth line and insert the word "auditor" in lieu thereof.

Adopted.

Amend section 5 by striking out after the words "who shall," in the twelfth line, the words "cause the same to be paid from," and inserting the words "issue warrants therefor upon" in lieu thereof.

Adopted.

□ Amend section 5 by striking out the words "the general," in the thirteenth and fourteenth lines, and insert the word "any" in lieu thereof.

Adopted.

Amend the bill by striking out section 6.

Adopted.

Senator Penrose offered the following amendment and moved its adoption:

I move to amend section 5 by striking out the word "ever," in the first line.

Adopted.

Senator Crossley offered the following amendment to the title and moved its adoption.

Amend title of bill by inserting after the word "act" the words "to create a library commission and," and by adding after the word "Iowa" the words "and to appropriate money therefor."

Adopted.

The bill as amended was read for information.

Senator Titus moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Fitchpatrick, Garst, Griswold, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lewis, Lister, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Young—35.

The nays were:

Senator Bolter—1.

Absent or not voting:

Senators Arthaud, Eaton, Emmert, Finch, Gorrell, Harri-
man, Hayward, Junkin, Lambert, Lyons, McArthur, McIntire,
Porter, Wilson—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Nolan called up the motion of Senator Lewis to reconsider the vote by which House file No. 8 passed the Senate.

Senator Lewis moved that the motion to reconsider House file No. 8 be made a special order for 10 o'clock Tuesday next.

Senator Nolan moved that the motion to reconsider be laid on the table.

On the question, Shall the motion be laid on the table?

The yeas were:

Senators Alberson, Ball, Bishop, Bolter, Brighton, Cheshire, Crossley, Finch, Fitchpatrick, Garst, Healy, Hubbard, Junkin, Lambert, Lyons, McIntire, Nolan, Perrin, Porter, Tallman, Townsend, Wilson, Young—23.

The nays were:

Senators Alexander, Allyn, Bachman, Blanchard, Classen, Craig, Griswold, Harriman, Hazelton, Hopkins, Lewis, Lister, Mardis, Moffit, Mullan, Penrose, Smith, Trewin, Wallace—19.

Absent or not voting:

Senators Arthaud, Eaton, Emmert, Gorrell, Hayward, Hobart, McArthur—8.

So the motion to lay on the table prevailed.

Senator Cheshire moved that Senate files Nos. 66, 29 and 65 be made a special order for 9:30 o'clock Wednesday next, and taken up and disposed of in the order named.

Carried.

Senator Wallace moved that Senate file No. 199, be made a special order for next Tuesday at 10:30 o'clock A. M.

Carried.

INTRODUCTION OF BILLS.

By Senator Garst, Senate file No. 317, a bill for an act to repeal section 2297 of the code, relative to liability for the support of insane and idiotic persons.

Read first and second time and referred to committee on Ways and Means.

The President announced that he had signed in the presence of the Senate, Senate file No. 218.

Senator Allyn moved that Senate file No. 259 be recommitted and that it retain its place on the Calendar.

Carried.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 218, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department, and defining the duties and fixing the salaries of the librarian, assistant and the curator, and making an appropriation for the support of the state library.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT AND MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 218, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department, and defining the duties and fixing the salaries of the librarian, assistant and the curator, and making an appropriation for the support of the state library.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORT OF COMMITTEE

Senator Craig, from the committee on Insurance, submitted the following report:

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 141, a bill for an act to amend section seventeen hundred and seventy-four (1774), chapter six (6), relating to and governing life insurance companies and deposits thereunder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

GEO. M. CRAIG,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 68, a bill for an act to amend section 1743 of the code, in

relation to the selection of the third arbitrator or umpire when arbitration or appraisement is stipulated for in the policy of insurance and demanded, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following substitute be adopted, and when so adopted, that the substitute do pass.

GEO. M. CRAIG,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 68.

A bill for an act to amend section seventeen hundred and forty-three (1743) of the code, in relation to the selection of the third arbitrator or umpire when arbitration or appraisement is stipulated for in the policy of insurance and demanded.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section seventeen hundred and forty-three (1743) of the code, be amended by inserting therein after the word "requirements," in the twenty-third line thereof, the following words to wit: "In any case where the insurance company gives notice of its election to determine the amount of loss by appraisement or arbitration, as provided in the policy, and the insured and insurance company shall have selected one appraiser or arbitrator each, and the two thus selected shall fail for forty-eight hours after their said election, to agree upon a third arbitrator or appraiser, then either party may, after giving twenty-four hours written notice to the opposite party, apply to the judge of the district court of the county in which said loss shall have occurred to make such appointment, and the judge of said district court shall thereupon appoint a person to act as such third arbitrator or appraiser, and thereupon all parties shall be bound by the acts of the person so appointed by said judge, to the same extent and in the same manner as if the two arbitrators or appraisers originally appointed, had made such selection. But in no case shall either party select more than one such appraiser or arbitrator.

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Senator Alexander, Senate file No. 85, a bill for an act to amend section 1759 of the code, relating to insurance, with report of committee recommending indefinite postponement was taken up, considered, and the report of the committee adopted.

On motion of Senator Finch, Senate file No. 135, a bill for an act to amend section 2630 of the code, relating to qualification of examinations by certificates and diplomas to teachers by the board of educational examiners, with report of committee recommending indefinite postponement, was taken up,

considered, and the report of the committee adopted, for the reason that a bill of similiar character has already passed the Senate.

On motion of Senator Healy, Senate file No. 17, a bill for an act to amend section 2743 of the code, relating to school districts, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

Senator Junkin moved that the Senate take up and correct the Journal, and when the Journal is corrected that the Senate adjourn.

Carried.

The Journal of yesterday was taken up, corrected and approved.

The hour having arrived, the President declared the Senate adjourned until 9 o'clock to-morrow morning.

SENATE CHAMBER,
DES MOINES, Saturday, March 10, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. E. J. Wright, of Valley Junction, Iowa.

On request of Senator Harriman, leave of absence was granted Senator Alexander.

On request of Senator Trewin, leave of absence was granted Senator Wallace.

On request of Senator Alberson, leave of absence was granted Senator Tallman.

On request of Senator Classen, leave of absence was granted Senator Hayward.

On request of Senator Penrose, leave of absence was granted Senator McArthur.

On request of Senator Townsend, leave of absence was granted Senator Emmert.

On request of Senator Hazelton, leave of absence was granted Senator Arthaud.

On request of Senator Perrin, leave of absence was granted Senator Lyons.

PETITIONS AND MEMORIALS.

Senator Alberson presented petition of citizens of Washington county, Iowa, asking for the establishment of two or more additional normal schools.

Referred to committee on Educational Institutions.

Senator Bachman presented petition of citizens of Emmet county, Iowa, asking for a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Lambert presented petition of citizens of Jackson county, Iowa, against compulsory education.

Referred to committee on Schools.

Senator Townsend presented petition of barbers of Albia, Iowa, and vicinity, against the passage of the barber bill.

Referred to committee on Public Health.

Senator Hazelton presented remonstrance, which was read, of Council Bluffs Trade and Labor assembly, against passage of bills relative to convict labor.

Referred to committee on Ways and Means.

Senator McIntire presented petition of W. P. Hardy and others of Ottumwa, Iowa, against bill known as Senate file No. 65.

Referred to committee on Ways and Means.

Senator Smith presented petition of forty citizens of Lake Mills, Winnebago county, Iowa, praying for the defeat of Senate file No. 65.

Referred to committee on Ways and Means.

Senator Trewin presented petition of V. H. Stevens and thirty others, against Senate file No. 65, taxing telephone companies.

Referred to committee on Ways and Means.

Senator Harriman presented petition of citizens of Hancock county, Iowa, asking an annual appropriation to defray all expenses in connection with the establishment and maintenance of a Scandinavian chair at the State university of Iowa.

Referred to committee on Appropriations.

INTRODUCTION OF BILLS.

By Senator Hobart, Senate file No. 318, a bill for an act to amend section 2881 of the code, relating to the compensation of the state librarian and his assistants.

Read first and second time and referred to committee on Compensation of Public Officers.

By Senator Lister, Senate file No. 319, a bill for an act requiring telephone companies and associations to connect their lines with local exchanges and providing a penalty for failure so to do.

Read first and second time and referred to committee on Corporations.

HOUSE MESSAGES CONSIDERED.

House file No. 260, a bill for an act to amend section eighteen hundred eighty-nine (1889) of the code, relating to the giving of a full and correct list of the names and residences of the officials and shareholders of any bank and the number of shares held by each, and the receiving of time deposits by loan and trust companies.

Read first and second time and referred to committee on Banks and Banking.

Substitute for House file No. 187, a bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriations therefor.

Read first and second time and referred to committee on Appropriations.

REPORTS OF COMMITTEES.

Senator Bachman, from the committee on Public Health, submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file No. 101, a bill for an act to amend section 2597 of the code, relating to the practice of dentistry, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. W. BACHMAN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred substitute for House file No. 55, a bill for an act to amend section 2564 of the code, in relation to public health districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows: Amend by striking out "section 2" thereof; and that when so amended, the same do pass.

E. W. BACHMAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred House file No. 136, a bill for an act prohibiting the use of gasoline, benzene, naphtha and other explosives in tenements, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

E. W. BACHMAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file No. 124, a bill for an act to amend section five thousand forty (5040) of the code, relating to offenses against the public peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Judiciary.

E. W. BACHMAN,
Chairman.

Adopted and so referred.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file No. 202, a bill for an act to amend section (1) of chapter 67 of the laws of the Twenty-seventh General Assembly, in relation to the state board of health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. W. BACHMAN,
Chairman.

Adopted.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 252, a bill for an act to amend section two thousand, three hundred and twenty (2320) of the code, relating to punishment for the unlawful release of animals under restraint, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 176, a bill for an act to amend chapter 10, title 3 of the code,

relating to the admission of persons to practice as attorneys and counsellors in the courts of this state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that same do pass.

Amend section 5 by inserting after the word "commission," in the sixth line, the words "which shall be known as the board of law examiners."

Amend section 6 by striking out the word "ten" and the figures "10" and dollar mark in the third line and by inserting in lieu of the word "ten" the word "five." Also amend section 6 by striking out the words and figures commencing with the words "and each applicant" in the seventh line and ending with the word "be" in the seventh line. Also amend section 6 by striking out the words "in each case" at the end of the third line.

Amend by inserting as section 7, the following:

Sec. 7. The provisions of this act shall be in full force and effect from and after the fourth day of July, A. D. 1901.

Amend by making section 7 of the bill section 8.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Moffit, from the committee on Military, submitted the following report:

MR. PRESIDENT—Your committee on Military, to whom was referred House file No. 82, a bill for an act to amend section two thousand, two hundred and thirteen (2213) of the code, relating to compensation of officers and soldiers of the Iowa National guard, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

JOHN T. MOFFIT,
Chairman.

Ordered passed on file.

Senator Perrin, from the committee on Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your committee on Suppression of Intemperance, to whom was referred House file No. 135, a bill for an act to amend section two thousand, four hundred and three (2403) of the code, relating to selling or giving to minors or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows: Change period at end of section 1 to a comma, and in line 6, after the word "dollars," insert the words "for each offense," and that when so amended the bill do pass.

WM. B. PERRIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Suppression of Intemperance, to whom was referred Senate file No. 238, a bill for an act to amend paragraph 2 of section two thousand, four hundred and forty-eight (2448) of the code, relating to the place of sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows: Strike out all of section 1 after the word "nor," in the fifth line, and add in lieu thereof the following: "within one hundred and fifty (150) feet of any United States postoffice," and that when so amended the bill do pass.

WM. B. PERRIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Suppression of Intemperance, to whom was referred House file No. 114, a bill for an act to amend section two thousand, four hundred and forty-eight (2448) of the code, relating to the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Substitute for the title of bill the following: "A bill for an act to amend section twenty-four hundred and forty-eight (2448) of the code, providing for the publication of notice that petition for consent to sell intoxicating liquors will be circulated." Amend section 1 by striking out the words "of Iowa" after the word "code," in the second line, and that when so amended, the bill do pass.

WM. B. PERRIN,
Chairman.

Ordered passed on file.

Senator Allyn, from the committee on Printing, submitted the following report:

MR. PRESIDENT—Your committee on printing, to whom was referred House concurrent resolution providing for additional stationery, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

GEO. S. ALLYN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Printing, to whom was referred House concurrent resolution providing for the binding of certain reports of the board of control, beg leave to report that they had the same under

consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

GEO. S. ALLYN,
Chairman.

Ordered passed on file.

Senator Junkin, from the committee on Ways and Means, submitted the following report :

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 266, a bill for an act providing for the taxation of freight line companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 267, a bill for an act providing for the taxation of the cars of equipment companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred House file No. 144, a bill for an act to amend section 1348 of the code, relative to the license of peddlers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 138, a bill for an act to repeal section 1389 of the code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following be substituted therefor, and that the same do pass.

J. M. JUNKIN,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 138—BY BACHMAN.

A bill for an act to repeal section thirteen hundred and eighty-nine (1389) of the code, and to enact a substitute therefor, in relation to the keeping of a record of delinquent personal taxes.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. Section thirteen hundred and eighty-nine (1389) of the code is hereby repealed, and the following enacted in lieu thereof:

The treasurer shall, after October 1st and before December 31st of each year, enter in a book to be kept in his office as a part of the records thereof, to be known as the delinquent personal tax list, all delinquent personal taxes of any preceding year.

Sec. 2. Such entry of tax on delinquent personal tax list shall give the names of delinquents alphabetically arranged, with amounts of tax and for what year or years, and where property was located when assessed.

Sec. 3. Personal tax entered on delinquent personal tax list, as provided in sections 1 and 2 of this act, shall constitute a lien on any real estate owned or acquired by any such delinquent, and so remain until the same has been paid or legally canceled.

Sec. 4. The treasurer shall each year, upon receiving the tax list, enter upon the same in separate columns opposite each parcel of real estate on which the tax remains unpaid for any previous year, the amount of such unpaid tax, and unless such delinquent real estate tax is so brought forward and entered, it shall cease to be a lien upon the real estate upon which the same was levied, and upon any other real estate of the owner. But to preserve such lien, it shall only be necessary to enter such tax as aforesaid, opposite any tract upon which it was a lien. Any sale for the whole or any part of such delinquent tax not so entered shall be invalid.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 281, a bill for an act to amend paragraph numbered 8 of section 89 of the code, relating to the drawing of warrants by the auditor of state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Senator Lambert moved that the concurrent resolution providing for the binding of certain reports of the board of control be referred to the committee on Appropriations.

Carried.

BILLS ON THIRD READING.

On motion of Senator Townsend, House file No. 310, a bill for an act to legalize the incorporation of the town of Bussey, Marion county, Iowa, and other acts of the city council thereof, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Townsend moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Finch, Garst, Griswold, Harriman, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wilson, Young—33.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Blanchard, Crossley, Eaton, Emmert, Fitchpatrick, Gorrell, Hayward, Hazelton, Hubbard, Junkin, Lyons, McArthur, Tallman, Wallace—17.

So the bill having received a constitutional majority was declared so have passed the Senate and its title agreed to.

On motion of Senator Hobart, House file No. 89, a bill for an act to repeal section 1618 of the code, to enact a substitute therefor and to provide for the fees to be paid upon the renewal of corporations for pecuniary profit, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Healy offered the following amendment and moved its adoption:

"Sec. 2. The fees herein provided shall be due from all corporations applying for a renewal since the first day of January 1898;" and that section 2 of the bill be numbered section 3.

Adopted.

Senator Hobart moved the adoption of the substitute.

Adopted.

Senator Hobart moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Garst, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Porter, Smith, Titus, Townsend, Trewin, Wilson, Young—35.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Blanchard, Emmert, Fitchpatrick, Gorrell, Hayward, Junkin, Lewis, Lyons, McArthur, Perrin, Tallman, Wallace—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 282, a bill for an act to amend title 9, chapter 1 of the code of Iowa, relating to corporations for pecuniary profit, and to protect minority stockholders in such corporations.

S. M. CARR,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Craig, House file No. 188, a bill for an act to repeal section 1720 of the code, relating to auditor's insurance report, and enact a substitute therefor, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Craig moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Bolter, Brighton, Cleshire, Classen, Craig, Crossley, Eaton, Finch, Garst, Grisold, Harriman, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wilson, Young—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Blanchard, Emmert, Hitchpatrick, Gorrell, Hayward, Junkin, Lyons, McArthur, Moffit, Tallman, Wallace—14.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Ball, Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Ball moved the adoption of the committee amendment as follows:

Amend by striking out section two (2) thereof.

Adopted.

The bill was read for information.

Senator Ball moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Garst, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Townsend, Trewin, Wilson, Young—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Blanchard, Emmert, Finch, Fitchpatrick, Gorrell, Hayward, Junkin, Lyons, McArthur, Tallman, Titus, Wallace—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Smith, Senate file No. 269, a bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Smith moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Garst, Griswold, Harriman, Hazelton, Healy, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wilson, Young—37.

The nays were:

None.

absent or not voting:

Senators Alexander, Arthaud, Blanchard, Emmert, Fitch-
ick, Gorrell, Hayward, Hobart, Junkin, Lyons, McArthur
man, Wallace—18.

to the bill, having received a constitutional majority, was
ared to have passed the Senate and its title agreed to.

On motion of Senator Penrose, Senate file No. 274, a bill for
ct to amend section 1998 of the code, relating to condemna-
of additional grounds for railway purposes, with report of
mittee recommending its passage, was taken up, considered
the report of the committee adopted.

The bill was read for information.

Senator Penrose moved that the rule be suspended, and that
bill be considered engrossed and the reading just had be
third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Bishop, Bolter,
ghton, Cheshire, Classen, Craig, Crossley, Eaton, Finch,
st, Griswold, Harriman, Hazelton, Healy, Hobart, Hop-
n, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis,
ft, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus,
nsend, Trewin, Wilson, Young—38.

The nays were:

None.

absent or not voting:

Senators Alexander, Arthaud, Blanchard, Emmert, Fitch-
ick, Gorrell, Hayward, Junkin, Lyons, McArthur, Tall-
n, Wallace—12.

to the bill having received a constitutional majority was
ared to have passed the Senate and its title agreed to.

On motion of Senator Bolter, Senate file No. 258, a bill for
act appropriating the sum of \$500 to pay John F. Oliver
legal services rendered in behalf of the state, in case involv-
the validity and construction of the will of the late Baxter
ting, with report of committee recommending its passage,
taken up, considered, and the report of the committee
pted.

The bill was read for information.

Senator Bolter moved that the rule be suspended, and that the bill be considered engrossed, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Garst, Harriman, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Wilson, Young—36.

The nays were:

Senator Griswold—1.

Absent or not voting:

Senators Alexander, Allyn, Arthaud, Bachman, Emmert, Fitchpatrick, Gorrell, Hayward, Lyons, McArthur, Tallman, Trewin, Wallace—18.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Brighton moved that Senate file No. 69, be made a special order for Tuesday, March 20th, at 10 o'clock, A. M.

Carried.

Senator Harriman here took the chair.

On motion of Senator Hazelton, Senate file No. 225, a bill for an act to amend section 316 of the code, relative to attorneys resident in other states, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Hazelton moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Ball, Blanchard, Bolter, Brighton, Cheshire, Classen, G. Crossley, Eaton, Finch, Griswold, Harriman, Hazelton, J. Ly, Hobart, Eopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, R. Smith, Titus, Townsend, Trewin, Wilson, Young—34.

The nays were:

Senator Bishop—1.

Absent or not voting:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Chpatrick, Emmert, Garst, Gorrell, Hayward, Junkin, Lyons, R. Arthur, Tallman, Wallace—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy, Senate file No. 98, a bill for an act to amend section 1610 of the code, as amended by chapter 10 of the laws of the Twenty-seventh General Assembly, relating to the incorporation fees payable to the secretary of state, the report of committee recommending indefinite postponement was taken up, considered, and the report of the committee adopted for the reason that a bill of similar character already passed the Senate.

On motion of Senator Healy, Senate file No. 97, a bill for an act to amend section 1618 of the code, relating to the extension of the period for which corporations may be formed, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted for the reason that a bill of similar character has already passed the Senate.

On motion of Senator Titus, Senate file No. 295, a bill for an act to amend section 1106 of the code, in relation to form of ballots, and providing that voting upon constitutional amendments or other public measures shall be by separate ballot, the report of committee recommending amendment, was taken up, considered and the report of the committee adopted.

Senator Titus moved the adoption of the following committee amendment:

Strike out the word "twenty-fourth," in the third and fifth lines of said bill, and insert in lieu thereof the word "twenty-fifth," and strike out the word "twenty-fifth," in the sixth line thereof, inserting in lieu thereof the word "twenty-sixth."

Adopted.

The bill was read for information.

Senator Penrose moved to amend by inserting the words "in the square," after the word "mark," where it first occurs in the eighth line of the printed bill.

Adopted.

Senator Titus moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Garst, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Potter, Smith, Titus, Townsend, Trewin, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Arthaud, Bachman, Emmert, Fitchpatrick, Gorrell, Hayward, Junkin, Lyons, McArthur, Tallman, Wallace—18.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Townsend moved that the time of adjournment be extended until 12:30.

Carried.

Senator Mullan moved that when the Senate adjourn it be until 10 o'clock Monday morning.

Carried.

Senator Penrose moved that the Senate now take up House messages.

Carried.

HOUSE MESSAGE CONSIDERED.

House file No. 282, a bill for an act to amend title 9, chapter the code of Iowa, relating to corporations for pecuniary fit, and to protect minority stockholders in such corporations.

Read first and second time and referred to committee on corporations.

The Journal of yesterday was taken up, corrected and approved.

By unanimous consent, on request of Senator Titus, House No. 242 was recalled from the committee on Manufactures placed on the Calendar.

Senator Young moved that the Senate do now adjourn.

Carried.

Senate adjourned until 10 o'clock Monday morning.

SENATE CHAMBER,
DES MOINES, Monday, March 12, 1900. }

Senate met in regular session at 10 A. M., President Milliman presiding.

Prayer was offered by Rev. William J. Stratton of Madrid, Iowa.

On request of Senator Alberson, leave of absence was granted Senator Lambert.

On request of Senator Lister, leave of absence was granted Senator Smith.

On request of Senator Harriman, leave of absence was granted Senator Alexander.

On request of Senator Emmert, leave of absence was granted Senator Townsend.

On request of Senator Ball, leave of absence was granted Senator Titus.

On request of Senator Penrose, leave of absence was granted Senator McArthur.

On request of Senator Alberson, leave of absence was granted Senator Tallman.

PETITIONS AND MEMORIALS.

Senator Perrin presented petition of H. B. Waterbury and forty eight others of Charles City, Iowa, praying that Senate file No. 65, a bill for taxing telephone companies, shall not pass.

Referred to committee on Ways and Means.

Senator Emmert presented petition of citizens of the Eighteenth Senatorial district of Iowa protesting against Senate file No. 29, and in favor of Senate file No. 265.

Referred to committee on Ways and Means.

Senator Mardis presented petition of citizens of the Fourth Senatorial district of Iowa against the passage of Senate file No. 65.

Referred to committee on Ways and Means.

Senator Classen presented petition of fifty-six citizens of Marshalltown, Iowa, against the Cheshire bill known as Senate file No. 29 and in favor of Senate file No. 265, known as the Blanchard bill, in regard to the taxation of telegraph companies.

Referred to committee on Ways and Means.

Senator Nolan presented petition of forty influential citizens of Dubuque, Iowa, against the Cheshire bill known as Senate file No. 65 and in favor of Senate file No. 265, known as the Blanchard bill, in regard to the taxing of telephone companies.

Referred to committee on Ways and Means.

Senator Penrose presented petition of citizens of Benton county, Iowa, in favor of House file No. 230 and Senate file No. 214, in regard to dairy commissioner.

Referred to committee on Agriculture.

Senator Young presented petition of citizens of Lee county, Iowa, protesting against Senate file No. 65, and in favor of Senate file No. 265.

Referred to committee on Ways and Means.

Senator Moffit presented protest, which was read, against the proposed building and loan bill.

Referred to committee on Building and Loan.

Senator Ball presented petition of citizens of Johnson county, Iowa; also, petition of students of the State university of Iowa, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Hazelton, Senate file No. 320, a bill for an act to provide for the greater purity of elections; for the casting, registering, or recording and counting of ballots or votes, by means of voting machines, and supplementary to, and in aid of the present election laws; also, creating a board of voting

machine commissioners and defining their duties, and repealing all laws in conflict with the provisions of this act.

Read first and second time and referred to committee on Elections.

REPORT OF COMMITTEE.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 299, a bill for an act to amend section one thousand and one (1001) of the code, relating to powers of cities acting under special charters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Hobart, Senate file No. 161, a bill for an act providing a penalty for practicing law without having been admitted to practice in the courts of this state, with report of committee recommending a substitute was taken up, considered, and the report of the committee adopted.

Senator Lewis moved to strike out of the fourth line of the substitute the words "or shall conduct or maintain an office for the practice of law."

Senator Garst moved that the amendment be laid on the table.

Carried.

On motion of Senator Lyons, Senate file No. 89, a bill for an act to repeal section 1306 of the code, with report of committee recommending a substitute, was taken up, considered and the report of the committee adopted.

Senator Harriman offered the following amendment and moved its adoption:

MR. PRESIDENT—I move to amend by striking out the word "one-fourth," in the fourth line of the printed substitute, and insert in lieu thereof the word "one-half."

By unanimous consent the amendment was withdrawn.

Senator Junkin moved that the period at the end of section 1, be stricken out and that the following words be added, "and the following enacted in lieu thereof."

Carried.

Senator Lyons moved the adoption of the substitute.

Adopted.

The bill as amended was read for information.

Senator Lyons moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Ball, Bishop, Bolter, Cheshire, Crossen, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Frost, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Trewin, Wallace, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bachman, Blanchard, Brighton, Craig, Gorrell, Lambert, McArthur, Smith, Tallman, Titus, Townsend—18.

Senator Lewis offered the following amendment to the title and moved its adoption:

And limiting the indebtedness of counties and other political and municipal corporations.

Adopted.

So the bill having received a constitutional majority was declared to have passed the Senate and its title, as amended, agreed to.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 122, a bill for an act to provide for and regulate the administration of trusts by state and savings banks, and loan and trust companies organized under and by virtue of the laws of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 94, a bill for an act to legalize the incorporation of the town of Athelston, Taylor county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 261, a bill for an act to amend section 1743 of the code, relative to stipulation of arbitration in policies of insurance, beg leave to report that they have had the same under consideration and have instructed to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 300, a bill for an act to provide for the publication and distribution of the township laws, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 280, a bill for an act to amend sections 3330 and 3331 of the code, authorizing the approval, by a judge of the court in vacation, of conveyances and reports of sales and mortgages made by executors and administrators, beg leave to report that they have had the same under

consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 284, a bill for an act to amend section 3306 of the code, relating to foreign administrations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 243, a bill for an act to amend sections 1611, 1612 and 1637 of the code, in relation to corporations for pecuniary profit and grain or elevator warehouse certificates, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 150, a bill for an act to amend section 2992 of chapter 9, title 14 of the code, relating to landlord and tenant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Senator Moffit, from the committee on Military, submitted the following report:

MR. PRESIDENT—Your committee on Military, to whom was referred House file No. 146, a bill for an act to amend the military code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

That the words "company officers of" be stricken from the third line of section 3.

That the words "medical and staff department" be stricken from line 3 of section 5.

That the words and figures "Section 2211, compensation of adjutant-general and assistant," being the whole of the third line of section 7 thereof, be stricken out, and when so amended it do pass.

JOHN T. MOFFIT,
Chairman.

Ordered passed on file.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred substitute for House file No. 137, a bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriation therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Judiciary.

WARREN GARST,
Chairman.

Adopted and so referred.

On motion of Senator Cheshire, House file No. 56, a bill for an act authorizing the improvement and regulating the use of the Des Moines river and its bed and banks within the corporate limits of the city of Des Moines, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

Senator Cheshire offered the following amendment and moved its adoption.

I move to amend the bill by striking out section 4.

Adopted.

Senator Cheshire offered the following amendment and moved its adoption:

I move to amend section 3 by inserting after the word "water" in the sixth line the words "between such dams."

Adopted.

Senator Cheshire moved to amend by changing section 5 to section 4, and section 6 to section 5.

Adopted.

Senator Lewis moved the time of adjournment be extended until the bill under discussion is disposed of and the Journal corrected.

Carried.

Senator Cheshire moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Ball, Bishop, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Trewin, Wallace Wilson, Young—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bachman, Blanchard, Brighton Garst, Gorrell, Hubbard, Lambert, McArthur, Smith, Tallman, Titus, Townsend—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The Journal of yesterday was taken up, corrected and approved.

The President announced that he had signed in the presence of the Senate, House files Nos. 181, 113 and 157.

The hour having arrived, the President declared the Senate adjourned until 9 o'clock to-morrow morning.

SENATE CHAMBER,
DES MOINES, Tuesday, March 13, 1900. }

Senate met in regular session at 9 o'clock, A. M., President Milliman presiding.

Prayer was offered by Rev. Emil Mueller of Ackley, Iowa.

On request of Senator Lambert, leave of absence was granted Senator Alberson.

PETITIONS AND MEMORIALS.

Senator Crossley presented petition of the ladies of the Winterset Current Topic club, in favor of compulsory education.

Referred to committee on Schools.

Senator Crossley presented petition of the officers of the Adair Public schools, in favor of the Cowles high school bill.

Referred to committee on Schools.

Senator Harriman presented petition of fifty-six citizens of Cerro Gordo county, Iowa, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Wallace presented petition of citizens of Hubbard, Iowa, and also a petition of 196 citizens of Hardin county Iowa, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Wilson presented petition of citizens of Clinton, Iowa, against Senate files Nos. 65 and 29, and in favor of the Blanchard bill, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Lambert presented petition of citizens of Maquoketa Iowa, and Bellevue, Iowa, against the Cheshire bill, Senate file

No. 65, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Perrin presented petition of thirty-four business men of Nashua, Iowa, against Senate file No. 65, and in favor of Senate file No. 265; also, a petition of twenty-four business men of New Hampton, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Junkin presented petition of citizens of Glenwood, Iowa, against the Cheshire bill, Senate file No. 65, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Hopkins presented petition of citizens of Audubon county, Iowa, against the Cheshire bill, Senate file No. 65, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Bachman presented petition of thirty-nine voters of Estherville, Iowa, against the Cheshire bill, Senate file No. 29, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Bachman presented petition of sixty citizens of Emmet county, Iowa, in favor of a five-mile limit law.

Referred to committee on Suppression of Intemperance.

Senator Young presented petition of 336 business men of Keokuk, Iowa, and two petitions of citizens of Ft. Madison, Lee county, Iowa, against the Cheshire bill, Senate file No. 29, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Penrose presented petition of citizens of Traer, Iowa, against the Cheshire bill, Senate file No. 29, and in

favor of the Blanchard bill, Senate file No. 265, in regard to the taxing of telegraph companies.

Referred to committee on Ways and Means.

Senator McArthur presented two petitions of citizens of Burlington, Iowa, against the Cheshire bill, Senate file No. 65, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Emmert presented petition of sixty-nine voters of Cass county, Iowa, against the Cheshire bill, Senate file No. 65, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Griswold presented petition of citizens of Independence, Iowa, against the Cheshire bill, Senate file No. 29, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Ball presented petition of citizens of Marengo, Iowa, against Senate file No. 29 and in favor of Senate file No. 265; also, a petition of citizens of Oxford and vicinity, in Johnson county, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Tallman presented petition of citizens of Groveland and Osceola, Iowa, against the solicitation of orders for intoxicating liquors by traveling salesmen.

Referred to committee on Suppression of Intemperance.

Senator Hobart presented petition of citizens of Le Mars, Iowa, against the Cheshire bill, Senate file No. 65, and in favor of the Blanchard bill, Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Tallman presented petition of citizens of Indianola, Iowa, against the Cheshire bill, Senate file No. 29, and in

favor of the Blanchard bill, Senate file No. 265, in regard to the taxing of telegraph companies.

Referred to committee on Ways and Means.

The President presented report of Governor Shaw, relative to pardon and revocation of sentence for the biennial period.

Senator Ball moved that the report be printed in the Journal.

Senator Garst moved that the communication be referred to committee on Penitentiaries and Pardons.

Carried.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, Senate file No. 218, a bill for an act for the consolidation of the miscellaneous portion of the state library with the historical department, and defining the duties and fixing salaries, etc.

F. L. ARTHAUD,
Chairman.

March 9, 1900.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills, respectfully report that they have examined, and find correctly enrolled, House file No. 33, a bill for an act to legalize the resolutions and proceedings of the council and mayor of the incorporated town of St. Anthony, Marshall county, Iowa.

Also, House file No. 188, a bill for an act to repeal section seventeen hundred twenty (1720) of the code, relating to the auditor's insurance report, and enact a substitute therefor.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

BILLS ON THIRD READING.

On motion of Senator Emmert, Senate file No. 100, a bill for an act to amend section 2508 of the code, in relation to the

inspection of products of petroleum, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The substitute was read for information.

Senator Emmert moved the adoption of the substitute.

Carried.

Senator Emmert moved that the rule be suspended, and that the bill be considered engrossed, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Crossley, Eaton, Emmert, Finch Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—89.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Allyn, Arthaud, Craig, Hariman, Hazelton, Healy, Hubbard, McArthur, Titus—11.

To the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 289, a bill for an act to legalize the levy made by the town of Bonaparte, in Van Buren county, Iowa, and the acts of its council.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed and concurred in the following substitute in which the concurrence of the House was asked:

Senate substitute to House file No. 89, a bill for an act to amend section sixteen hundred and eighteen (1618) of the code, relating to the manner of renewal of corporations, and to provide for the fees to be paid upon renewal of corporations for pecuniary profit.

S. M. CART.
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution relative to the election of State printer and State binder.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 192, a bill for an act to repeal chapter 7, title 13 of the code, in relation to the institution for feeble-minded children, and enact a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 158, a bill for an act to reimburse one K. W. Kingsley of Clayton county, for contributions to a fund to aid the state in making an exhibit at the World's Industrial and Cotton Centennial exposition at New Orleans, La., in 1884 and 1885.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Blanchard, Senate file No. 272, a bill for an act to amend section 2483 of the code, relating to the

compensation of mine inspectors, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Blanchard moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Crossley, Emmert, Fitchpatrick, Griswold, Hayward, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wallace, Wilson, Young—34.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Brighton, Craig, Eaton, Finch, Garst, Gorrell, Harriman, Hazelton, Healy, Hubbard, Lyons, McIntire, Smith, Titus—16.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Hayward, from the committee on Charitable Institutions, submitted the following report:

MR. PRESIDENT—Your committee on Charitable Institutions, to whom was referred Senate file No. 282, a bill for an act to establish the Iowa state reformatory, and make appropriations therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the following amendments, and recommend that the bill, with proposed amendments, be referred to the committee on Judiciary.

W. C. HAYWARD,
Chairman.

Adopted.

AMENDMENTS TO SENATE FILE NO. 282.

Amend section 2, line 11, by striking out the word "may," and inserting in lieu thereof the word "shall."

Amend section 4, line 3, by striking out the words "thirty-five," and inserting in lieu thereof the word "thirty."

Amend section 5, line 9, by striking out the words "thirty-five," and inserting in lieu thereof the word "thirty."

Amend section 5, by adding thereto the following words: "Less the good time that he may earn by good conduct under existing laws."

Amend section 6, line 7, by striking out the word "president," and inserting in lieu thereof the word "chairman."

Amend section 6, line 13, by striking out the words "six months," and inserting in lieu thereof the words "one year."

Amend section 6, line 16, by striking out the words "six months," and inserting in lieu thereof the words "one year."

Amend section 7, line 3, by striking out the words "six months," and inserting in lieu thereof the words "one year."

Amend section 8, line 4, insert before the word "jurors" the words "names and residences of the."

Amend section 10, line 1, by striking out the word "shall."

Senator Hayward moved that the bill be referred to committee on Judiciary.

Carried.

On motion of Senator Moffit, Senate file No. 105, a bill for an act to amend section 5716, chapter 2, of title 25 of the code, relating to compensation of turnkeys and guards at the penitentiaries of Iowa, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Moffit moved the adoption of the following committee amendments:

That the words and figures "chapter two (2) of title twenty-six (26)" in the title of the bill be stricken out, and the figures "5716" in said title be enclosed in parentheses.

Adopted.

That the words and figures "chapter two (2) of title twenty-six (26)" in section 1 of the bill be stricken out, and the figures "5716" in said section enclosed in parentheses.

Adopted.

By request of the chairman of committee on Compensation of Public Officers, further consideration of this bill was deferred for the reason that the committee was at this time considering a House bill of a similar character.

On motion of Senator Cheshire, Senate file No. 92, a bill for an act to legalize a special election held in the county of Polk and state of Iowa, on the 25th of January, 1899, and the proposition submitted at said election, for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed \$100,000, upon which to build a court house; to legalize the authority of the board of supervisors of said county to purchase real property for said purpose at a cost not to exceed \$100,000, and to levy a tax of one quarter of one mill on the assessed valuation of the taxable property of Polk county, for a period not exceeding twenty years, beginning with the year 1900, to pay the indebtedness created by said purchase, if an indebtedness shall be created thereby, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Cheshire offered the following amendment and moved its adoption.

I move to amend the third subdivision of section 1, by striking out all after the word "indebtedness," in the fifth line thereof.

Adopted.

The bill as amended was read for information.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, McArthur, McIntire, Mardis, Nolan, Penrose, Perrin, Porter, Smith, Townsend, Young—36.

The nays were:

Senators Bolter, Garst, Lyons, Tallman, Wallace—5.

Absent or not voting:

Senators Alexander, Alberson, Harriman, Lambert, Moffit, Mullan, Titus, Trewin, Wilson—9.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Finch, Senate file No. 276, a bill for an act to amend section 3958 of the code, relating to the return of executions, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Finch moved that the rule be suspended, and that the bill be considered engrossed, and that the reading just had be the third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Hariman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Brewin, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Alexander, Wallace, Alberson, Garst, Healy, McArthur, Smith, Titus—8.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

SPECIAL ORDER.

The hour having arrived the Senate took up Senate file No. 199, which was made a special order for this time.

On motion of Senator Wallace, Senate file No. 199, a bill for an act to amend section 2448 and section 2451 of the code, and additional to and amendatory of chapter 6, of title 12 of the code, relating to the sale of intoxicating liquors, and to prescribe the duties of the attorney-general in certain cases, with

report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Blanchard moved that the rule recently adopted, limiting the members to ten minutes' speeches, be suspended during the consideration of this bill.

On this question a roll call was demanded.

On the question, Shall the rule be suspended?

The yeas were:

Senators Ball, Blanchard, Bolter, Brighton, Cheshire, Craig, Crossley, Eaton, Finch, Fitchpatrick, Griswold, Hayward, Hopkins, Hubbard, Junkin, Lister, McIntire, Mullan, Nolan, Porter, Smith, Tallman, Wilson—28.

The nays were:

Senators Allyn, Arthaud, Bachman, Bishop, Classen, Emmert, Gorrell, Harriman, Hazelton, Healy, Hobart, Lambert, Lewis, Lyons, McArthur, Mardis, Moffit, Perrin, Townsend, Trewin, Wallace, Young—22.

Absent or not voting:

Senators Alexander, Alberson, Garst, Penrose, Titus—5.

So the motion to suspend the rule prevailed.

Senator McIntire moved that when the Senate adjourn it be until 2 o'clock this afternoon.

Carried.

The hour of adjournment having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met pursuant to adjournment at 2 o'clock P. M., President Milliman presiding.

The Journal of yesterday was taken up, corrected and approved.

INTRODUCTION OF BILLS.

By Senator Hayward, Senate file No. 821, a bill for an act to repeal section 782 of the code, and to enact a substitute therefor, authorizing the council of cities and towns, including cities existing under special charters, to levy a tax for the maintenance of a free public library and for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness.

Read first and second time and referred to committee on judiciary.

By Senator Harriman, Senate file No. 822, a bill for an act to amend chapter 43 of the acts of the Twenty-seventh General Assembly, in relation to state aid to district and county agricultural societies, and to amend section 1658 and section 1659 of the code.

Read first and second time and referred to committee on agriculture.

By Senator Trewin, Senate file No. 823, a bill for an act to appoint a joint committee of the Senate and House to revise and codify the laws in relation to special assessments for public improvements in cities and towns, and any other laws in relation to cities and towns deemed necessary defining the duties of the committee, providing for the publication and distribution of its report, and making an appropriation for the payment of the expenses of the committee.

Read first and second time and referred to committee on cities and towns.

By Senator Smith, by request, Senate file No. 824, a bill for an act to prescribe a method of keeping accounts between county treasurers and their respective counties, and to provide a uniform method of making settlement with county treasurers.

Read first and second time and referred to committee on judiciary.

By Senator Healy, Senate file No. 825, a bill for an act to amend section 894 of the code, relating to the taxation in cities and towns.

Read first and second time and referred to committee on Cities and Towns.

PETITIONS AND MEMORIALS.

Senator Craig presented petition of citizens of Waverly, Iowa, against Senate file No. 29 and Senate file No. 65, and in favor of Senate file No. 265, in regard to the taxing of telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Young presented petition of citizens of Ft. Madison, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Hayward presented petition of citizens of Davenport, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Nolan presented petition of fifty-five influential citizens of Dubuque, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Trewin presented petition of forty-one citizens of West Union, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Lambert presented petition of citizens of Jackson county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Lister presented petition of citizens of Rock Rapids, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Perrin presented petition of citizens of Charles City, Iowa, against Senate file No. 29 and also a petition of citizens

of New Hampton, Iowa, against Senate file No. 63, and both in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

The president announced that he had signed, in the presence of the Senate, House files Nos. 8, 310, 188 and 33.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 8, a bill for an act to amend section ten hundred ninety-six (1096) of the code, in relation to time of closing polls at election.

Also, House file No. 310, a bill for an act to legalize the incorporation of the town of Bussey, Marion county, Iowa, and the acts of the city council thereof.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

The Senate here resumed consideration of Senate file No. 199, which was pending at the hour of the noon adjournment.

Senator Emmert moved that the bill under consideration, being Senate file No. 199, be referred to the committee on Judiciary.

Senator Trewin raised the point of order, that the Senator from Johnson county having the floor, no motion was permissible, except a motion to adjourn, which point was sustained by the Chair.

Senator Porter was called to the chair at 3 P. M.

President Milliman resumed the chair at 3:20 P. M.

Senator Garst moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, March 14, 1900. }

Senate met in regular session at 9 A. M., President Milliman presiding.

Prayer was offered by Rev. F. W. Parsons of Marshalltown.

On request of Senator Garst, leave of absence was granted Senator Crossley on account of sickness of his sister.

PETITIONS AND MEMORIALS.

Senator Bishop presented petition of citizens of McGregor, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Hazelton presented two petitions of citizens of Council Bluffs and one from Pottawattamie county, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Hazelton presented petition of citizens of Oakland, Iowa, protesting against any legislation granting further concessions to the liquor traffic in the state of Iowa.

Referred to committee on Suppression of Intemperance.

Senator Crossley presented petition of citizens of Madison county Iowa, in favor of the passage of Senate file No. 199, known as the five mile limit bill.

Referred to committee on Suppression of Intemperance.

Senator Wilson presented petition of citizens of Clinton, Iowa, against Senate files Nos. 65 and 29 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means

Senator Arthaud presented petition of citizens of the Eighth senatorial district, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Bachman presented petition of citizens of Spencer, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Bachman presented petition of citizens of Palo Alto, Iowa, asking that the word "male" be stricken from the constitution.

Referred to committee on Constitutional Amendments and Elections.

Senator Alexander presented three petitions of citizens of Clear Rapids and one of citizens of Central City, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Titus presented petition of citizens of Montpelier, Iowa, against House files Nos. 320 and 321, in regard to sale of proprietary medicines.

Referred to committee on Public Health.

Senator Titus presented petitions of citizens of Muscatine and Waukegan counties, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Hobart presented petition of citizens of Le Mars, Iowa, against Senate files No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Perrin presented petition of citizens of Nashua, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Smith presented petition of twenty-three citizens of Northwood, Iowa, against Senate file No. 29 and in favor of

Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Lyons presented petitions of citizens of Cresco and Decorah, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telegraph and telephone companies.

Referred to committee on Ways and Means.

Senator Bolter presented petitions of citizens of Missouri Valley, Dunlap and Onawa, Iowa, against Senate files Nos. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Griswold presented petitions of citizens of Manchester and Independence, Iowa, against Senate files Nos. 65 and 29 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Allyn presented petitions of citizens of Leon and Creston, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Lister presented petitions of citizens of Sheldon, Sibley and Rock Rapids, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Junkin presented petitions of citizens of Glenwood, Red Oak and Malvern, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator McIntire presented petition of citizens of Ottumwa, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Mardis presented petitions of citizens of Wayne and Lucas counties, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Gorrell presented petition of citizens of Colfax, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Trewin presented two petitions of citizens of Allamakee county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Lewis presented petition of citizens of Poweshiek county, Iowa, against Senate file Nos. 65 and 29 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Ball presented petitions of citizens of Iowa and Johnson counties, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Emmert presented petition of citizens of Cass county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on ways and Means.

Senator Emmert presented petition of citizens of Shelby county, Iowa, in favor of one additional normal school.

Referred to committee on Educational Institutions.

Senator Mullan presented petitions of citizens of Cedar Falls and Waterloo, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

Senator Blanchard presented petitions of citizens of Mahaska county, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator McArthur, Senate file No. 326, a bill for an act to amend section 1627 of the code, relating to the insurance, delivery and transfer of shares of the capital stock of corporations.

Read first and second time and referred to committee on Corporations.

Senator Moffit called up the resolution filed March 9th, relative to final adjournment and offered the following amendment and moved its adoption.

I move to amend the resolution to fix a day for final adjournment, found on page 595 of the Journal, by striking out the word "Tuesday" and the figures "20" and insert in lieu thereof the word "Friday" and the figures "23."

Senator Trewin moved to amend the amendment by striking out the figures "23" and inserting in lieu thereof the figures "30."

Carried.

Senator Hobart moved that further consideration of this question be deferred until March 21st, at 10:30 A. M.

Carried.

The President presented the following communication from the governor.

DES MOINES, March 14, 1900.

To the Senate:

I have the honor to inform the Senate that I, on the 12th inst., approved, signed, and caused to be deposited with the secretary of state, Senate file No. 218, an act for the consolidation of the miscellaneous portion of the state library with the historical department, and defining the duties and fixing the salaries of the librarian, assistant, and the curator, and making an appropriation for the support of the state library.

LESLIE M. SHAW.

Passed on file.

HOUSE MESSAGES CONSIDERED.

House file No. 289, a bill for an act to legalized the levy made by the town of Bonaparte, in Van Buren county, Iowa, and the acts of its council.

Read first and second time and referred to committee on Judiciary.

Senate substitute for House file No. 89, a bill for an act to amend section sixteen hundred and eighteen (1618) of the code, relating to the manner of renewals of corporations and to provide for the fees to be paid upon renewal of corporations for pecuniary profit.

Passed on file.

Concurrent resolution relative to the election of State printer and State binder.

Read and laid over under the rule.

Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa.

Passed on file.

House file No. 192, a bill for an act to repeal chapter 7, title 13 of the code, in relation to the Institution for Feeble-Minded children, and enact a substitute therefor.

Read first and second time and referred to committee on Charitable Institutions.

House file No. 158, a bill for an act to reimburse one K. W. Kingsley, of Clayton county, Iowa, for a contribution to a fund to aid the state in making an exhibit at the World's Industrial and Cotton Centennial exposition, at New Orleans, La., in 1884 and 1885.

Read first and second time and referred to committee on Claims.

REPORTS OF COMMITTEES.

Senator Crossley, from the committee on Educational Institutions, submitted the following report:

Also:

MR. PRESIDENT—Your committee on Educational Institutions, to whom was referred House file No. 91, a bill for an act to establish and equip schools for special instruction and training on teachers for the common schools of this state and to provide for the location of such schools, beg leave to report that they have had the same under consideration and

have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

JAMES J. CROSSLEY,
Chairman.

Order passed on file.

MINORITY REPORT.

MR. PRESIDENT—We, the undersigned members of the committee on Educational Institutions, submit herewith a minority report, believing in all candor that the establishment of an additional normal school in the state of Iowa would be for the very best interests of the state, and particularly for the best interests and welfare of the 700,000 school children and the 18,000 teachers, under whose care they are placed. We therefore, recommend that House file No. 91 be passed.

JAMES J. CROSSLEY,
FRED TOWNSEND,
GEO. W. BALL.

MR. PRESIDENT—Your committee on Educational Institutions, to whom was referred Senate file No. 99, a bill for an act to establish and equip schools for special instruction and training of teachers for the common schools of this state, and to provide for the location of such schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

JAMES J. CROSSLEY,
Chairman.

Adopted.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 171, a bill for an act to amend section five hundred and ten (510) of the code, relating to compensation of sheriffs and their deputies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred House file No. 166, a bill for an act to amend section one (1), of chapter seventy-four (74), of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' home at Davenport, beg leave to report that

they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 115, a bill for an act to amend chapters seven (7), eight (8) and fourteen (14) of title five (5) of the code, granting additional powers to cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute, and the recommendation that the substitute do pass.

J. H. TREWIN,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 115—BY COMMITTEE ON CITIES AND TOWNS.

A bill for an act to regulate the levy and collection of special assessments in the cities and towns, and cities acting under special charter.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. When any city or town council, or board of public works, levies any special assessment for any public improvement against any lot or tract of land, such special assessment shall be in proportion to the special benefits conferred upon the property thereby, and not in excess of such benefits. Such assessment shall not exceed twenty-five per centum of the actual value of the lot or tract at the time of levy.

Sec. 2. If the special assessment which may be levied against any lot or tract of land, shall be insufficient to pay the cost of the improvement, the deficiency shall be paid out of the general fund, or out of the improvement fund provided for in subdivision two (2), of section eight hundred and ninety-four (894), or subdivision two (2) of section ten hundred and five of the code, and acts amendatory thereof, as the case may be. If there be property against which no special assessment can be levied, the proportion of the cost of the improvement which might otherwise be assessed against such property, shall be paid in like manner.

Sec. 3. So far as applicable, sections eight hundred and twenty-one (821), eight hundred and twenty-two (822), eight hundred and twenty-three (823), eight hundred and twenty-four (824), eight hundred and twenty-nine (829) and eight hundred and thirty-nine (839) of the code, shall govern all special assessments made in cities and towns unless otherwise specially provided. Upon appeal the court shall determine all questions, including that of benefits to the property assessed.

Sec. 4. Nothing in this act shall be construed to interfere with the enforcement of the provisions of sections eight hundred and thirty-four (834) and eight hundred and thirty-five (835) of the code.

Sec. 5. This act shall apply to cities acting under special charter.

Sec. 6. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Daily Iowa Capital, newspapers published in Des Moines, Iowa.

Ordered passed on file.

Senator Craig, from the committee on Insurance, submitted the following report;

MR. PRESIDENT—Your committee on Insurance, to whom was referred House file No. 243, a bill for an act to amend section 1710 of the code, relating to limitation of insurance risks, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

G. M. CRAIG,
Chairman.

Ordered passed on file.

Senator Penrose, from the committee on Railways, submitted the following report:

MR. PRESIDENT—Your committee on Railways, to whom was referred Senate file No. 290, a bill for an act to authorize common carriers to transport for manufacturers and wholesalers doing business in the state of Iowa, under and in accordance with sections two thousand, four hundred and fifty-six (2456) to two thousand, four hundred and sixty-one (2461) of the code, inclusive, known as the manufacturers' law, malt, vinous, or spirituous liquors, without first requiring a certificate as required by section two thousand, four hundred and nineteen (2419) of said code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. G. PENROSE,
Chairman.

Adopted.

BILLS ON THIRD READING.

The Senate resumed consideration of Senate file No. 199, which was pending yesterday.

Senator Bishop moved that the bill under consideration be referred to the committee on Judiciary.

Senator Titus moved the previous question on the motion to refer.

Carried.

On the question to refer to Judiciary committee, a roll call was demanded.

On the question, Shall the bill be so referred?

The yeas were:

Senators Bachman, Ball, Bishop, Bolter, Cheshire, Emmert, Garst, Hayward, Hazelton, Hobart, Hubbard, Lambert, Lyons, McIntire, Nolan, Tallman, Titus, Townsend, Wilson, Young—20.

The nays were:

Senators Alexander, Allyn, Arthaud, Blanchard, Brighton, Classen, Craig, Eaton, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Healy, Hopkins, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Trewin, Wallace—28.

Absent or not voting:

Senators Alberson, Crossley—2.

So the motion to refer to the Judiciary committee was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 267, a bill for an act to promote the efficiency of the public high schools of the state of Iowa.

S. M. CART,
Chief Clerk.

Senator Garst moved that when the Senate adjourn it be until 2 o'clock this afternoon.

Carried.

The hour of adjournment having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

PETITIONS AND MEMORIALS.

Senator Trewin presented petition of forty-one citizens of Allamakee county, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Arthaud presented petition of citizens of Bedford, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Alberson presented petition of citizens of Henry county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Junkin presented petition of citizens of Pacific Junction, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Healy presented petitions of citizens of Rockwell City and Webster county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred House concurrent resolution, providing for the printing and binding of certain reports of the board of control, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be changed to a joint resolution, and to be known as Senate Joint resolution No. 8, and that the same do pass.

WARREN GARST,
Chairman.

Adopted.

SENATE JOINT RESOLUTION NO. 8.

Joint resolution providing for the printing and binding of certain reports of the board of control.

WHEREAS, The State printer and binder now have in process of printing and binding the report of the board of control of state institutions and

WHEREAS, Said report has incorporated with and as a part of same, the reports as made by the chief executive officer of each of the state institutions under the control of said board, and

WHEREAS, For the sake of economy and convenience of distribution of said reports by said institutions where the entire report of the board would not be required, it is desirable that such reports of each of such institutions be printed and bound in paper covers, separate from the other reports; therefore, be it

Resolved, by the General Assembly of the State of Iowa:

Section 1. That in addition to the reports of the board of control already ordered to be printed and bound, there shall be printed on the type as printed in the report of the board, and bound in paper covers, the number of copies for each of the institutions as named and designated in the following table, to wit:

Penitentiary at Anamosa.....	300
Hospital for Insane, Clarinda.....	500
School for the Deaf, Council Bluffs.....	300
Iowa Soldiers' Orphans' home, Davenport.....	300
Industrial School for Boys, Eldora.....	300
Penitentiary at Ft. Madison.....	300
Institution for Feeble-Minded children, Glenwood.....	500
Hospital for Insane, Independence.....	500
Industrial Home for the Blind, Knoxville.....	300
Iowa Soldiers' home, Marshalltown.....	300
Industrial School for girls, Mitchellville.....	300
Hospital for Insane, Mt. Pleasant.....	500
College for the Blind, Vinton.....	300

which copies, when so printed and bound, shall be delivered to the board of control for distribution, and the expense therefor paid out of any funds in the hands of the state treasurer not otherwise appropriated.

Sec. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Des Moines Leader and the Iowa State Register, newspapers published at Des Moines, Iowa.

The joint resolution was read first and second time.

Senator Garst moved that the rule be suspended, and that the joint resolution be considered engrossed and read a third

time now, which motion prevailed, and the joint resolution was read a third time.

On the question, Shall the Senate joint resolution pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Trewin, Wallace—36.

The nays were:

None.

Absent or not voting:

Senators Bachman, Ball, Bolter, Crossley, Hopkins, Hubbard, Lyons, McIntire, Penrose, Tallman, Titus, Townsend, Wilson, Young—14.

So the joint resolution having received a constitutional majority was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Moffit, from the committee on Military, submitted the following report:

MR. PRESIDENT—Your committee on Military, to whom was referred House file No. 252, a bill for an act to define powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Amend section 2, by striking out all of the fifth line after the word "by," and the words "said home," in line 6, and insert in lieu thereof, the words "if intoxication or other misdemeanors."

That section 3 be changed to section 4, and section 4 be changed to section 5, and insert as section 3 the following: "All members of the home who are pensioners, and having wife or minor children, shall be required to deposit with commandant at once, upon receipt of his pension check, one-half of his pension money, which shall be sent at once to said wife or minor children, unless said wife is proven to be a woman of immoral character," and when so amended, the same do pass.

JOHN T. MOFFIT,
Chairman.

Ordered passed on file.

The Senate here resumed consideration of Senate file No. 199, which was pending at the hour of the noon adjournment.

Senator Titus moved the previous question on the whole bill.

Carried.

Senator Wallace moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Blanchard, Brighton, Classen, Craig, Eaton, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Healy, Hopkins, Junkin, Lewis, Lister, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Trewin, Wallace—29.

The nays were:

Senators Bachman, Ball, Bishop, Cheshire, Emmert, Hayward, Hazelton, Hobart, Hubbard, Lambert, Lyons, McArthur, McIntire, Nolan, Titus, Townsend, Wilson, Young—18.

Absent or not voting:

Senators Bolter, Crossley, Garst—3.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Emmert filed the following explanation of his vote:

I vote "no" on this bill because I do not believe it is in the interest of temperance or the students of the university. I believe that if the saloons are driven out of Iowa City the boot-legger will take their place, and the condition then would be worse than now.

Senator Townsend filed the following explanation of his vote.

I vote "no" on this bill for two reasons:

First, Because, after ten year's trial, it was found that wherein cities of five thousand or more, the majority of the citizens were opposed to prohibition, the law was a dead letter and the conditions worse than they were with legalized saloons. The mulct law was passed to cure these admitted evils, and I am opposed to again forcing upon Iowa City, the conditions the mulct law was intended to suppress.

Second, I believe the bill, if enacted into law, will be held unconstitutional if tested.

The Journal of yesterday was taken up, corrected and approved.

Senator Perrin moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Thursday, March 15th, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. W. H. Scott, of Marshalltown, Iowa.

PETITIONS AND MEMORIALS.

Senator Allyn presented petition of citizens of Union county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Crossley presented petition of citizens of Winterset, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Wallace presented petition of citizens of Wright county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Arthaud presented petition of citizens of Corning, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Wilson presented petition of citizens of De Witt, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Alexander presented petitions of citizens of Linn county, in favor of a woman's reformatory; also, a petition from the same place in favor of a five-mile limit law.

Referred to committee on Charitable Institutions.

Senator Alexander presented petition of citizens of Cedar Rapids, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Emmert presented petition of citizens of Harlan, Iowa, in favor of one additional normal school.

Referred to committee on Educational Institutions.

Senator Emmert presented petition of citizens of Cass county, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Hayward presented resolutions adopted at the annual meeting of the Independent Telegraph association of Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies, which, on request, were read.

Referred to committee on Ways and Means.

Senator McIntire presented petition of citizens of Ottumwa Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator Hubbard, by request, Senate file No. 327, a bill for an act to appropriate \$1,000 to aid in the payment of the expenses of holding the seventh biennial convention of the Brotherhood of Locomotive Firemen at Des Moines, Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Nolan, Senate file No. 328, a bill for an act to authorize the auditor of state to issue a warrant for the sum of \$216.70 to E. H. Smith of Dubuque, Iowa.

Read first and second time and referred to committee on Claims.

By Senator Allyn, by request, Senate file No. 329, a bill for an act to legalize the acts of the city council of Lyons City, Iowa, in relation to grading, guttering and paving a portion of Sixth street therein, and entering into a contract with the

Lyons Construction company therefor, and in issuing bonds to make payment therefor, and in making special assessments by reason thereof, and providing as to proceedings and assessments thereunder.

Read first and second time and referred to committee on Judiciary.

By committee on Schools, Senate file No. 330, a bill for an act to amend section 1 of chapter 89 of the acts of the Twenty-seventh General Assembly, relating to the change of boundary lines of school corporations.

Read first and second time and placed on the Calendar.

HOUSE MESSAGE CONSIDERED.

House file No. 267, a bill for an act to promote the efficiency of the public high schools of the state of Iowa.

Read first and second time and referred to committee on Schools.

Senator Craig moved that House file No. 248 be recommitted to the committee on Insurance and retain its place on the Calendar.

Carried and so ordered.

Senator Trewin moved that substitute for Senate file 115, be made a special order for 9:30 o'clock, next Wednesday.

Carried.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa.

Also, Senate file No. 173, a bill for an act to amend section 704 of the code, relating to the general powers of cities and towns.

Also Senate file No. 30, a bill for an act to amend section 1173 of the code, relating to the election of presidential electors.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa.

Also, Senate file No. 173, a bill for an act to amend section 704 of the code, relating to the general powers of cities and towns.

Also, Senate file No. 30, a bill for an act to amend section 1173 of the code, relating to the election of presidential electors.

Also, substitute for House file No. 89, a bill for an act to amend section sixteen hundred and eighteen (1618) of the code, relating to the manner of renewal of corporations, and to provide for the fees to be paid upon renewal of corporations for pecuniary profit.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred Senate file No. 318, a bill for an act to amend section twenty-eight hundred and eighty-one (2881) of the code, relating to the compensation of the state librarian and his assistant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out the words "and fifty" in the sixth and eighth lines of said bill, and when so amended that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 2, a bill for an act to amend sections 2847 and 2849 of the code, relating to the school fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. JUNKIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 41, a bill for an act to amend section 2849 of the code, relating to loans of the permanent school fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. JUNKIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred House file No. 145, a bill for an act to repeal section 1385 of the code, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and that the same do pass.

Amend section 1 by striking out the figures "1385," in the fourth line, and by inserting in lieu thereof the figure "2."

Amend section 2 by adding after the word "administrator," in the third line, not counting the interlineation, the words "or other person in whose name the property is taxed."

Amend section 2 by inserting after the word "notify," in the second line, not including the interlineation, the words "by registered letter."

Amend said bill by adding the following: "Sec. 3. The appeal herein provided for shall be taken within ten days from the time of the final action of the auditor, by a written notice to that effect to the auditor, and served as an original notice. The court on appeal shall hear and determine the rights of the parties in the same manner as appeals from the board of review, as prescribed in section thirteen hundred and seventy-three (1373) of the code."

Amend section 2 of said bill by striking out the word "five" in the third line thereof, not including the interlineation, and inserting the word "ten" in lieu thereof."

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 27, a bill for an act providing for the listing and taxing of mortgages and other liens upon real estate, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and that the same do pass.

Amend section 1 by adding after the word "all" in the first line, the word "real;" also by inserting the word "real" before the word "property" in the second line of said section; also by inserting the word "real" after the word "such" in the fifth line of said section; and further amend said section 1 by adding after the word "property" in the fifth line thereof the following: "which assessments shall be based upon the actual value."

Amend section 2 of said bill by adding the word "real" after the word "on" in the first line thereof; also by adding after the word "the" in the second line the word "real."

Amend section 3 of said bill by adding the word "real" before the word "property" in the first line thereof.

J. M. JUNKIN,
Chairman

Ordered passed on file.

REPORT OF COMMITTEES.

Senator Bachman, from the committee on Public Health, submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was referred Senate file No. 291, a bill for an act requiring the examination and providing for the licensing of municipal and county engineers, and for the protection of public property and public health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. W. BACHMAN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred House file No. 156, a bill for an act to amend chapter 19 title 12 of the code, creating a board of dental examiners, and providing their powers and duties, and regulating their compensation, beg leave to report that that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. W. BACHMAN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred House file No. 179, a bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa, beg leave to report that they have had the same under consideration and have

instructed me to report the same back to the Senate with the recommendation that the same do pass.

E. W. BACHMAN,
Chairman.

Ordered passed on file.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 308, a bill for an act to amend section twenty-seven hundred and ninety-nine (2799) of the code, relative to consolidation of independent districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the annexed committee substitute for same be adopted and passed.

W. R. LEWIS,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 308.

A bill for an act to amend section twenty-seven hundred and ninety-nine (2799) of the code, relative to consolidation of independent districts.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-seven hundred and ninety-nine (2799) of the code, is amended by striking from lines 4 and 5, the words "not ten," and inserting in lieu thereof the words "less than twenty."

Ordered passed on file.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 16, a bill for an act providing for compulsory education, beg leave to report they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 26, a bill for an act providing for compulsory education, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Ordered passed on file.

Senator McArthur, from the committee on Penitentiaries and Pardons, submitted the following report:

MR. PRESIDENT—Your committee on Penitentiaries and Pardons, to whom was referred Senate file No. 253, a bill for an act to amend section five thousand, six hundred and eighty-five (5685) of the code, relating to gate receipts at state penitentiaries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WM. C. MCARTHUR,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 313, a bill for an act to amend section 2461 of the code, concerning the manufacturers of intoxicating liquor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 289, a bill for an act to legalize the levy made by the town of Bonaparte, in Van Buren county, Iowa, and the acts of its council, beg leave to report that that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Penrose called up House concurrent resolution relative to the election of a State printer and binder, and moved that the Senate concur.

Carried.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 32, a bill for an act to create a library commission and to promote the establishment and efficiency of free public libraries in the state.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House is asked:

Senate file No. 148, a bill for an act to amend section thirteen hundred and forty (1340) of the code, relating to the assessment of taxes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following committee substitute in which the concurrence of the Senate is asked:

Committee substitute, for House file No. 183½, a bill for an act for the better protection of fish and game, defining the powers of the fish commissioner, and to repeal sections twenty-five hundred forty-three (2543), twenty-five hundred fifty-one (2551), twenty-five hundred fifty-four (2554) of the code, and enact substitutes therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 159, a bill for an act to provide for and regulate the administration of trusts by state and savings banks and loan and trust companies, organized under and by virtue of the laws of Iowa.

S. M. CART,
Chief Clerk.

SPECIAL ORDER.

On motion of Senator Cheshire, Senate file No. 66, a bill for an act providing for the taxation of the property of express companies, and repealing sections 1845 and 1346 of the code,

with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator McArthur moved that consideration of Senate file No. 66 be postponed until Senate file No. 29 and Senate file No. 65 be disposed of.

Senator Junkin raised the point of order that the Senate had already by a vote thereof, placed Senate files Nos. 66, 29 and 65 on the Calendar in the order named, and no motion to reconsider had been filed.

The President overruled the point of order.

Senator Titus moved the previous question on the motion of Senator McArthur.

Carried.

On the question, Shall the motion made by Senator McArthur prevail?

The yeas were:

Senators Alexander, Ball, Blanchard, Brighton, Classen, Eaton, Fitchpatrick, Gorrell, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lewis, McArthur, Mardis, Moffit, Mullan, Perrin, Titus, Townsend, Trewin, Wilson, Young—24.

The nays were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Cheshire, Craig, Crossley, Emmert, Finch, Garst, Griswold, Healy, Junkin, Lambert, Lister, Lyons, McIntire, Nolan, Penrose, Porter, Smith, Tallman, Wallace—25.

Absent or not voting:

Senator Harriman—1.

So the motion was lost.

Senator Cheshire moved the adoption of the following committee amendments:

Amend section 1 by inserting after the word "shall," in the eighth line, the words "on or before the first Monday in May, 1900, and;" and inserting after the word "annually," in the same line, the word "thereafter."

Amend section 1, subdivision 1, by striking out the period after the word "company," and adding the following: "and whether a corporation, partnership or person, and under the laws of what state or country organized."

Amend section 1, subdivision second, by striking out the period after the word "business," and adding the following: "and the location of its principal office, and the name and postoffice address of its president, secretary and superintendent or general manager, and the name and postoffice address of its principal officer or managing agent in Iowa."

Amend section 1, subdivision sixth, by striking out the word "structures" in the first line, and inserting in lieu thereof the word "buildings;" and by striking out the word "and," in said first line, and also by inserting after the word "appliances" in the second line the words "and personal property."

Amend section 1, subdivision seventh, by adding after the word "thereon," in the second line the words "and all bonds, mortgages and other personal property;" by striking out the words "not directly," in the third line thereof, and by inserting after the word "used" in the same line the words "exclusively outside;" also, by striking out the word "in," in said third line; further amend said section by inserting after the word "of," in the fourth line the following: "all bonds, mortgages and other personal property, and the cash value thereof, the purposes for which the same are used, and where the same are kept or deposited, and;" and also, by adding after the word "piece" in said fourth line the words "of real estate."

Amend section 2, in the ninth and tenth lines thereof, by striking out the words "day of March," and inserting in lieu thereof "Monday in May, 1900, and the first Monday in March annually thereafter."

Amend section 3 by striking out the first four words of the section, "upon the meeting of," and by beginning the next word, "the," with a capital letter; also, by adding after the word "council," in the first line of said section, the following: "shall meet on the first Monday in May, 1900, and;" also, by striking out the words "of each year, said," in the second line of said section, and by inserting in lieu thereof the following: "in each year thereafter, at which meeting the;" also, by adding to section 3, at the end thereof, the following: "Any such company interested may, upon written application, appear before the executive council at such meeting, and be heard in the matter of the valuation of the property of such company for taxation."

Amend section 4, line 3, by inserting after the word "aggregate" the word "market;" also, amend said section 4, in the eighteenth line thereof, by adding after the word "estate" the following: "and all bonds, mortgages and other personal property;" also, in the nineteenth line, by striking out the words "not specifically used in," and inserting in lieu thereof "used exclusively outside of."

Adopted.

Senator Cheshire moved to correct the Journal and the bills by striking out the words "the insert to" in the seventh line of the eighth amendment.

Carried.

The hour fixed by concurrent resolution having arrived the sergeant-at-arms formed the Senate in file and proceeded to the House to attend a joint convention for the purpose of electing a State printer and binder.

JOINT CONVENTION.

Lieutenant-Governor Milliman took the chair and called the joint convention to order and stated that the purpose of the joint convention was the election of the State printer and State binder.

The roll was then called.

Those present were:

Messrs. Alexander, Allyn, Anderson of Warren, Arthaud, Ayers, Bachman, Baker, Ball, Barkley, Barrett, Barringer, Bengston, Bennett, Bishop, Black, Blake, Blakemore, Blanchard, Bowen, Boysen, Brighton, Buchanan, Byers, Campbell, Carr, Carter, Cheshire, Clark of Hamilton, Clarke of Dallas, Classen, Coburn, Cold, Conley, Cottrell, Cowles, Craig, Crossley, Crouse, Cruikshank, Dodds, Downing, Dows, Dunham, Eaton of Fremont, Eaton of Mitchell, Edwards, Eiker, Finch, Fitchpatrick, Furry, Garst, Graff, Griswold, Hansmann, Harbert, Harriman, Hasselquist, Hawk, Hayward, Hazelton, Head, Healy, Hilsinger, Hinkle, Hobart, Hopkins, Hurn, Jaeger, Jenks, Jones, Junkin, Keck, Kendall, Hughes, Kent, Kerr, Kimball, Kirkwood, Koontz, Koto, Lambert, Letts, Lewis, Lister, Lyman, Lyons, McArthur, McCurdy, McGinn, Mardis, Miller of Cedar, Miller of Fayette, Moffit, Mullan, Myers, Nicolaus, Nolan, Overfield, Payne, Penrose, Perrin, Prentis, Putnam, Roome, Sauer, Shambaugh, Smith, Sokol, Stallcop, Stewart, Stratton, Stuckslager, Sweet, Temple, Theophilus, Thuenen, Titus, Towner, Townsend of Calhoun, Trewin, Veneman, Wallace, Warren, Way, Wilson of Adair, Wilson of Buena Vista, Wilson of Clinton, Wilson of Keokuk, Wilson of Washington, Wise, Wright, Young—131.

There being a quorum present, President Milliman declared the joint convention properly constituted and ready for business.

President Milliman announced as teller on part of the Senate, Senator Griswold.

Speaker Bowen announced as teller on part of the House, Mr. Wise.

Senator Penrose offered the following resolution.

Resolved, By the joint convention of the Twenty-eighth General Assembly, that Bernard Murphy be, and he is hereby elected State printer for the term beginning January 1, 1901, and that Howard Tedford be, and he is hereby elected State binder for the term beginning January 1, 1901.

Mr. Penrose moved the adoption of the resolution.

On the question, Shall the resolution be adopted?

The yeas were:

Messrs. Alexander, Allyn, Anderson of Warren, Arthaud, Ayers, Bachman, Baker, Barkley, Barrett, Barringer, Bengston, Bennett, Black, Blake, Blakemore, Blanchard, Bowen, Boysen, Brighton, Buchanan, Byers, Carr, Carter, Cheshire, Clark of Hamilton, Clarke of Dallas, Classen, Coburn, Cold, Cowles, Craig, Crossley, Crouse, Dows, Dunham, Eaton of Fremont, Eaton of Mitchell, Edwards, Eiker, Finch, Fitchpatrick, Garst, Graff, Griswold, Harbert, Harriman, Hasselquist, Furry, Hawk, Hayward, Hazelton, Head, Healy, Hilsinger, Hinkle, Hobart, Hopkins, Hubbard, Hughes, Hurn, Jenks, Jones, Junkin, Keck, Kendall, Kent, Kerr, Kimball, Koto, Letts, Lewis, Lister, Lyman, McArthur, McCurdy, Mardis, Miller of Cedar, Miller of Fayette, Moffit, Mullan, Myers, Overfield, Payne, Penrose, Perrin, Prentis, Putnam, Roomé, Santee, Scott, Shambaugh, Smith, Sokol, Stallcop, Stewart, Stratton, Stuckslager, Sweet, Temple, Thuenen, Townsend of Calhoun, Vene-man, Wallace, Warren, Way, Wilson of Adair, Wilson of Bu na Vista, Wilson of Keokuk, Wilson of Washington, Wise, Wright—110.

The nays were:

Messrs. Bishop, Conley, Nolan, Tallman, Theophilus—5.

Absent or not voting:

Messrs. Alberson, Anderson of Lyon, Ball, Blume, Bolter, Campbell, Cottrell, Cruikshank, Davis, Dodds, Downing, Emmert, Gibson, Gorrell, Hansmann, Jaeger, Kirkwood, Koontz, Lambert, Lyons, McAleer, McGinn, McIntire, Marshall, Nicolaus, Patton, Porter, Sauer, Titus, Towner, Townsend of Monroe, Trewin, Wilson of Clinton, Young—35.

The vote was duly verified.

So the resolution was adopted.

President Milliman announced that Bernard Murphy, having received a majority of all the votes cast and a majority of all the votes of the joint convention, was declared duly elected State printer, and in like manner Howard Tedford, having received a majority of all the votes cast and a majority of all the votes in the joint convention, was declared duly elected State binder.

The following certificates were signed in the presence of the joint convention:

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, Iowa, March 15, 1900.

This is to certify that at an election by the two Houses of the Twenty-eighth General Assembly of the State of Iowa, in joint convention, on the 15th day of March, A. D. 1900, for the purpose of electing a State printer, Bernard Murphy, having received a majority of all the votes cast for said office, was declared duly elected State printer for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 15th day of March, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

H. J. GRISWOLD,
Teller of the Senate.

C. A. WISE,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, Iowa, March 15, 1900.

This is to certify that at an election by the two Houses of the Twenty-eight General Assembly of the state of Iowa, in joint convention, on the 15th day of March, A. D. 1900, for the purpose of electing a State binder, Howard Tedford, having received a majority of all the votes cast for said office, was declared duly elected State binder for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 15th day of March, A. D. 1900.

J. C. MILLIMAN,
President of the Senate.

D. H. BOWEN,
Speaker of the House of Representatives.

ATTEST:

H. J. GRISWOLD,
Teller of the Senate.

C. A. WISE,
Teller of the House of Representatives.

The Journal of the joint convention was read, and the President declared the same approved.

On motion of Mr. Theophilus the joint convention was dissolved.

The Senate proceeded from joint convention and reconvened.

Senator Garst moved that the Senate adjourn until 2 o'clock in the afternoon.

Carried.

Senate adjourned.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

INTRODUCTION OF BILLS.

By Senate Hayward, Senate file No. 881, a bill for an act to amend paragraph seven (7) of section 1804 of the code, relating to exemptions.

Read first and second time and referred to committee on Ways and Means.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, Senate file No. 58, a bill for an act appropriating money to the State Historical society of Iowa.

Also, Senate file No. 173, a bill for an act to amend section 704 of the code, relating to the general powers of cities and towns.

Also, Senate file No. 30, a bill for an act to amend section 1173 of the code, relating to the election of presidential electors.

F. L. ARTHAUD,
Chairman.

March 15, 1900.

REPORT OF COMMITTEE.

Senator Hobart, from the committee on Corporations, submitted the following report:

MR. PRESIDENT—Your committee on Corporations, to whom was referred House file No. 282, a bill for an act to amend title 9, chapter 1 of the code of Iowa, relating to corporations for pecuniary profit, and to protect minority stockholders in such corporations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

A. C. HOBART,
Chairman.

Ordered passed on file.

Senator Perrin moved that when the Senate adjourn this afternoon it be to meet at 9:30 o'clock to-morrow morning.

Carried.

The Journal of yesterday was taken up, corrected and approved.

HOUSE MESSAGES CONSIDERED.

Senate file No. 32, a bill for an act to create a library commission and to promote the establishment and efficiency of free public libraries in the state.

Passed on file.

Senate file No. 148, a bill for an act to amend section thirteen hundred and forty (1340) of the code, relating to the assessment of taxes.

Passed on file.

Substitute for House file No. 183½, by committee on Fish and Game, a bill for an act for the better protection of fish and game; defining the powers of the fish commissioners and to repeal sections 2543 and 2554 of the code.

Read first and second time and referred to committee on Fish and Game.

Substitute for House file No. 159, a bill for an act to provide for and regulate the administration of trusts by state and savings banks, and loans and trust companies, organized under and by virtue of the laws of Iowa.

Read first and second time and referred to committee on Banks and Banking.

The Senate resumed consideration of Senate file No. 66, which was pending at the hour of the noon adjournment.

Senator Cheshire moved the adoption of the following committee amendments:

Also, amend said section, in the twenty-fourth line, by striking out the words "by taking," and adding in lieu thereof the following: "and for that purpose may take into consideration the proportional value of the company's property without and within the state, and shall take as a basis of the valuation of the company's property in this state."

Also, amend said section by striking out the word "structures," in the thirty-second line thereof, and inserting in lieu thereof the word "buildings;" also, by striking out the word "and" in said line, and by inserting after the word "appliances," in the same line the following: "and personal property not used exclusively in the conduct of the business."

Amend section 7 by striking out the word "structures," in the thirteenth and fourteenth lines thereof, and inserting in lieu thereof the word "buildings;" also, by striking out the word "and," in the fourteenth line thereof, and inserting after the word "appliances," in the same line, the following: "And personal property not used exclusively in the conduct of the business;" also, by adding to section 7, at the end thereof, the following: "The property so included in said assessment and the shares of stock in such companies so assessed shall not be taxed in this state, except as provided in this act."

Adopted.

Senator Junkin moved that the rule limiting debate to ten minutes for each member be suspended while Senate file No. 66 is under discussion.

Carried.

The bill as amended was read for information.

Senator Moffit was called to the chair at 8 o'clock P. M.

The President resumed the chair at 8:30 o'clock P. M.

President *pro tem* Harriman was called to the chair at 8:40 P. M.

Senator Healy moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER.
DES MOINES, Friday, March 16, 1900. }

Senate met in regular session at 9:30 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. D. G. Bruce of Des Moines, Iowa.

On request of Senator Classen, leave of absence was granted Senator Penrose indefinitely on account of sickness.

On request of Senator Hazelton, leave of absence was granted Senator Townsend.

PETITIONS AND MEMORIALS.

Senator Alexander presented petition of citizens of Lisbon, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Crossley presented petition of citizens of Madison county, Iowa, in favor of Senate file No. 27, for the listing and taxing of mortgages on real estate.

Referred to committee on Ways and Means.

Senator Hayward presented petition of twenty business men of Davenport, Iowa, against Senate file No. 29 and in favor of Senate No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Alberson presented petition of citizens of Washington county, Iowa, in favor of two or more additional normal schools.

Referred to committee on Educational Institutions.

Senator Hubbard presented petition of stockholders in the Interstate Building and Loan association of Sioux City, Iowa, in regard to the control of building and loan associations.

Referred to committee on Building and Loan.

Senator Hazelton presented petitions of citizens of Missouri Valley, Logan, Dunlap, Little Sioux, Woodbine, Mondamin, Magnolia and Modale, in Harrison county, Iowa, in favor of annexation of Harrison county, Iowa, to the Fifteenth Judicial District.

Referred to committee on Congressional and Judicial Districts.

Senator Mardis presented petitions of citizens of Wayne and Lucas counties, Iowa, in favor of one additional normal school.

Referred to committee on Educational Institutions.

Senator Allyn presented petition of citizens of Taylor county, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Finch presented petitions of citizens of Fonda and Storm Lake, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Wallace presented petition of citizens of Eldora, Iowa, against Senate file No. 29 and in favor of Senate file No. 265, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Lister presented petition of citizens of O'Brien, Sioux and Osceola counties, Iowa, in favor of one additional normal school.

Referred to committee on Educational Institutions.

Senator Moffit presented petition of citizens of Tipton, Iowa, asking for an appropriation for the Benedict home at Des Moines, Iowa. Also, a petition of citizens of Jones county, Iowa, in favor of a woman's reformatory.

Referred to committee on Charitable Institutions.

Senator Moffit presented petition of citizens of Monticello and Anamosa, Iowa, against Senate files Nos. 65 and 29 and in favor of Senate file No. 265 in regard to taxing telephone and telegraph companies.

Referred to committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator Bolter, by request, Senate file No. 332, a bill for an act to provide for the inspection, recognition and supervision of schools for the special instruction and training of teachers for the common schools of Iowa.

Read first and second time and referred to committee on Educational Institutions.

By Senator Bachman, Senate file No. 333, a bill for an act to legalize the incorporation of the independent school district of Germania, Kossuth county, Iowa, and acts of its board of directors.

Read first and second time and referred to committee on Judiciary.

By Senator Hubbard, Senate file No. 334, a bill for an act making an appropriation for the Women's and Babies Home association of Sioux City, Iowa.

Read first and second time and referred to committee on Appropriations.

By Senator Trewin, Senate file No. 335, a bill for an act to provide for the making of annual reports by state officers, commissions and boards, for the publication thereof by the executive council and for the repeal of section 163 of the code.

Read first and second time and referred to committee on Retrenchment and Reform.

By Senator Emmert, Senate file No. 336, a bill for an act to legalize permits of pharmacists.

Read first and second time and placed on the Calendar.

REPORTS OF COMMITTEES.

Senator Craig, from the committee on Insurance, submitted the following report:

MR. PRESIDENT—Your committee on Insurance, to whom was referred House file No. 45, a bill for an act to amend section 1743 of the code, relating to insurance other than life, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

G. M. CRAIG,
Chairman.

Ordered passed on file.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred House file No. 44, a bill for an act to amend section seven hundred (700) of the code of Iowa, as amended by the Twenty-seventh General Assembly of the state of Iowa, relating to the power of cities to regulate, license and tax certain kinds of business, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 323, a bill for an act to appoint a joint committee of the Senate and House to revise and codify the laws in relation to special assessments for public improvements in cities and towns, and other laws in relation to cities and towns deemed necessary, defining the duties of the committee, providing for the publication and distribution of its report, and making an appropriation for the payment of the expense, of the committee, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Senator Wallace, from the committee on Highways, submitted the following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 5, a bill for an act amending the road laws, being chapter two (2) of title eight (8) of the code, and repealing parts thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following substitute be adopted, and when so adopted the same do pass.

JOSEPH WALLACE,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 5.

A bill for an act amending the road laws, being chapter two (2) of title eight (8) of the code, and repealing parts thereof.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. Whenever a commission appointed to examine and report upon the expediency of any proposed road, or change of road, he shall, if he reports in favor of its establishment, also report the field notes and a profile of its natural grades.

Sec. 2. When, in the discretion of the board of supervisors, it is for the public good, and more economical to change the line of any road, or part of road, such board may order the change by resolution, without a petition, but otherwise the same course shall be pursued, so far as applicable, as is now or may hereafter be prescribed for making such change.

Sec. 3. At the time of levying the other county taxes, the board of supervisors shall levy not less than one mill nor more than two mills on the dollar of all taxable property of the county, which shall be known as the "county road fund," and which shall be collected as other county taxes and expended by the board of supervisors for road-building machinery and the building and repair of roads, both earth and permanent. From such fund the board may purchase one or more rollers and other road machinery, and pay the expenses of operating same on any of the roads in the county, whether built and maintained by the county or otherwise.

Sec. 4. All work on roads not within the platted limits of cities and incorporated towns shall be done in such manner as will most rapidly bring them to grades nowhere exceeding five feet to the one hundred feet, unless the board of supervisors shall determine, after careful consideration, that such grade is not practicable for any road, in which case the board shall, by resolution, fix the lowest practicable grade for such road, and it shall in like manner be brought to the grade fixed.

Sec. 5. The way for the actual travel on all roads shall be made as nearly as may be, midway between the side limits of the right of way, not more than sixteen feet wide, surface drained and tile drained, and rolled or otherwise made hard and smooth, and put in the best possible condition to resist the effects of use and water, and to remain as dry, hard and smooth throughout the year as is possible for earth roads. It shall be the duty of the contractor or superintendent of roads, under his contract or appointment, to look after the roads in his township, and keep them in repair and the surface as smooth and regular as is practicable by rolling and otherwise at the proper time, and to keep the entire right of way clear of weeds, brush and obstructions, and the channels under bridges clear.

Sec. 6. All acts and parts of acts in conflict with this one are hereby repealed.

Sec. 7. This act, being deemed of immediate importance, shall take effect from the time of its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Ordered passed on file.

Senator Perrin, from the committee on Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your committee on Suppression of Intemperance, to whom was referred Senate file No. 303, a bill for an act to amend section 2451 of the code, relative to the revocation of a bar to proceedings against

persons selling intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WM. B. PERRIN,
Chairman.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate file No. 165, a bill for an act to create a department of agriculture and repeal sections 1653, 1654, 1655, 1656, 1657, 1674, 1682 and 1683 of the code, and chapter 42 of the acts of the Twenty-seventh General Assembly, and amend sections 1679 and 1681 of the code.

S. M. CART,
Chief Clerk.

Senator Harriman moved that the Senate take up House messages.

Carried.

HOUSE MESSAGE CONSIDERED.

Senate file No. 165, a bill for an act to create a department of agriculture, and repealing sections 1653, 1654, 1655, 1656, 1657, 1674, 1682, 1683 of the code, and chapter 42 of the acts of the Twenty-seventh General Assembly, and amending sections 1679 and 1681 of the code.

Senator Harriman moved that the Senate concur in the House amendments to Senate file No. 165.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Linkin, Lambert, Lewis, Mardis, Mullan, Nolan, Perrin, Porter, Smith, Trewin, Wallace, Wilson, Young—38.

The nays were:

Senators Lister, Moffit, Tallman—3.

Absent or not voting:

Senators Brighton, Emmert, Gorrell, Lyons, McArthur, McIntire, Titus, Penrose, Townsend—9.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate amendments to

House file No. 66, a bill for an act providing for the payment by the state of costs and fees incurred in prosecutions for escaping from the penitentiary.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

The Senate resumed consideration of Senate file No. 66, which was pending yesterday.

The bill was read by sections for amendments.

Senator Lewis offered the following substitute to subdivision 7, of section 1, and moved its adoption:

"The true cash value of all its real estate and personal property, including money and credits, without the state of Iowa, and not used in the express business of such express company."

Lost.

President *pro tem* Harriman was called to the chair at 11:45 A. M.

Senator Lewis offered the following amendments and moved their adoption:

Strike out of line 7 section 4 the words "provided however," and lines 8, 9, 10, 11, 12, 13 and 14 down to and including the word "company," at the end of the fourteenth line.

Lost.

By unanimous consent, Senator Lewis withdrew the other amendments offered by him.

REPORT OF COMMITTEE.

Senator Trewin, from the committee on Cities and Towns submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 325, a bill for an act to amend section eight hundred and ninety-four (894) of the code, relating to the taxation in cities and towns, and legalizing the acts and proceedings of incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

By unanimous consent, on request of Senator Trewin, the Senate took up Senate file No. 325, which was reported this morning.

On motion of Senator Healy, Senate file No. 325, a bill for an act to amend section 894 of the code, relating to the taxation in cities and towns, and legalizing the acts and proceedings of incorporated towns, with report of committee recommending its passage, was adopted.

The bill was then read for information.

Senator Healy moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Emmert, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—42.

The nays were:

Senator Finch—1.

Absent or not voting:

Senators Bolter, Crossley, Eaton, Gorrell, McIntire, Penrose, Townsend—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Emmert moved that Senate file No. 336 be placed upon the Calendar without reference, and made a special order for March 19th at 10 o'clock A. M.

Senator Hazelton asked for a division of the question.

Senator Emmert moved that Senate file No. 336 be placed upon the Calendar without references.

Carried.

Senator Emmert moved to amend his original motion by making the time for the special order, March 23d at 10 o'clock A. M.

Carried.

The motion as amended prevailed.

Senator Garst moved that the time of adjournment be extended five minutes and that when the Senate adjourn it be until 2 o'clock this afternoon.

Carried.

By unanimous consent, on motion of Senator Garst, the Senate took up Senate file No. 305.

BILLS ON THIRD READING.

Senate file No. 305, a bill for an act to appropriate money for the benefit of the Industrial Home for the Blind, at Knoxville, was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—45.

The nays were:

None.

absent or not voting:

Senators Bolter, Craig, Gorrell, Penrose, Townsend—5.

So the bill having received a constitutional majority was agreed to have passed the Senate and its title agreed to.

Senator Garst moved that the Senate now adjourn.

Carried.

Senate adjourned.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

REPORT OF COMMITTEE.

Senator Craig, from the committee on Insurance, submitted the following report:

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 191, a bill for an act to provide for the organization, regulation and government of life insurance corporations, companies or associations, transacting the business of life insurance on the stipulated premium as herein defined, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute and recommend that the substitute be adopted and when so adopted it do pass.

G. M. CRAIG,
Chairman.

Ordered passed on file.

The substitute was read first and second time and 200 copies ordered printed.

Senator Craig moved that Senate file No. 191 be made a special order to follow the special orders already made.

Carried.

Senator Lambert moved that House file No. 131 be made a special order to follow Senate file No. 191 just made a special order.

Carried.

Senator Hazelton moved that the Senate hold a session Monday evening, beginning at 8 o'clock, to dispose of matters not made special orders.

Carried.

The Journal of yesterday was taken up, corrected and approved.

The Senate resumed consideration of Senate file No. 66, which was pending this morning.

Senator Hayward offered the following amendment, and moved its adoption.

I move to amend section 4 by striking out the word "amounts," at the beginning of the thirteenth line of said section, and inserting in lieu thereof the words "amount of the market or cash value."

Adopted.

Senator Ball offered the following amendment, and moved its adoption.

Amend the bill by striking out all that part of section 4 commencing with the word "the" in the twenty-second line of printed bill, and ending with the word "Iowa" in the thirty-third line, and by striking out the first twelve lines of paragraph 9 of the committee amendment as shown in the Journal, and insert the following in lieu thereof: "The executive council shall, for the purpose of ascertaining the actual value of the property within the state of Iowa, next ascertain from such statements or otherwise, the actual value in localities where the same is situated, of the several pieces of real estate, and bonds, mortgages and other personal property situated without the state of Iowa, and used exclusively outside the general business of such company.

The aggregate actual value of the several classes of property above described shall be by the executive council deducted from the gross actual value of the property as above ascertained.

The executive council shall next ascertain the actual value of the property of such company within the state of Iowa, by taking the proportion of the whole aggregate value of said property, as above ascertained, the remaining after making the deductions above provided for, which the length of the lines within the state of Iowa bears to the whole length of the lines of such company, taking into consideration the proportional value of the company's tangible property used in the business without and within the state, and making such deductions or additions on account of

the difference in value of such property as may be necessary in order to ascertain the actual cash value of the property of the company within the state, and the amount so ascertained shall be considered and taken to be the entire actual value of the property of such company within the state of Iowa."

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Ball, Blanchard, Lewis, McArthur, Perrin—6.

The nays were:

Senators Allyn, Arthaud, Bachman, Bishop, Bolter, Cheshire, Classen, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Porter, Smith, Titus, Trewin, Wallace, Wilson, Young—35.

Absent or not voting:

Senators Alberson, Brighton, Craig, Gorrell, Hayward, Hazelton, Penrose, Tallman, Townsend—9.

So the amendment was lost.

Senator Emmert moved that the Senate do now adjourn.

A roll call was demanded.

On the question, Shall the Senate adjourn?

The yeas were:

Senators Blanchard, Bolter, Emmert, Harriman, Mullan, Tallman, Trewin, Wallace—8.

The lays were:

Senators Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Griswold, Hayward, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Porter, Smith, Titus, Wilson, Young—32.

Absent or not voting:

Senators Alexander, Alberson, Brighton, Gorrell, Hazelton, Moffit, Nolan, Penrose, Perrin, Townsend—10.

So the motion to adjourn was lost.

Senator Porter moved the previous question.

Carried.

Senator Cheshshire moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed.

Senator Trewin raised the point of order that no intervening motion could be made after the previous question had been ordered.

The President sustained the point of order.

Senator Cheshire moved that the vote by which the motion of Senator Porter ordering the previous question prevailed be reconsidered.

Carried.

Senator Porter withdrew his motion for the previous question.

The bill as amended was read.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—43.

The nays were:

Senator Lewis—1.

Absent or not voting:

Senators Alberson, Blanchard, Gorrell, Hazelton, Penrose, Townsend—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Lewis offered the following explanation of his vote:

Senate file No. 66 requires, or authorizes, the assessment of the capital stock, the mortgage debts and a large part of the tangible property of the express company, which constitutes double assessment to the extent of such tangible property, and for this reason I vote "no."

Senator Hayward offered the following explanation of his vote:

MR. PRESIDENT—I desire to say in explanation of my vote for this bill that I do not fully endorse the principle of the bill nor all of its provisions, but I understand that some legislation on this subject is necessary, and this is the only bill before the Senate on this subject.

Senator Fitchpatrick offered the following explanation of his vote:

I vote "yea" on this bill for the reason that I believe under the existing laws, express companies do not pay their just proportion of the taxes and there is no other bill pending upon the subject. I do not endorse the system upon which the bill is based, in so far as relates to corporations having tangible property, the value of which may be inadequately ascertained.

Senator Mullan filed the following explanation of his vote:

MR. PRESIDENT—While I do not approve the principle of taxation declared in the bill, I realize that some legislation on this subject should be enacted, and this being the only measure likely to pass the legislature, I vote "aye."

Senator Cheshire made the following motion and moved its adoption:

I move that special orders Nos. 2, 3, 4 and 5 be continued until Tuesday, March 20th, at 9:30 A. M., and that they then be taken up and considered in their order.

Carried.

The committee on Building and Loan submitted the following amendments to Senate file No. 311, which were ordered printed in the Journal:

That section 1 be amended by adding at the end thereof the following: Any association having heretofore issued stocks forbidden by this section must retire the same on or before January 1, 1901, and the same may be retired either by paying the amount due thereon in cash or by the issuing of stock permitted to be issued by the provisions of this section.

That section 2 be amended by adding at the end thereof the following: Provided, however, that associations known as domestic building and loan associations, with assets less than \$300,000, are permitted to charge twenty per cent annually of the receipts for premiums and interest and to pay all the expenses of said association, but in no event shall the expenses of any

building and loan association, organized under the laws of this state, exceed in any one year the sum of \$12,000.

Amend section 5 by striking out the word "rata" in the sixth line of said section in the printed bill, and insert in lieu of said word "rata," the word "tanta."

And further amend said section 5 by striking out all of said section 5 after the word "thereon," in the fourteenth line of said section in the printed bill, and insert in lieu thereof the following words: "together with eight per cent interest then such withdrawal value shall be credited on the mortgages of the date to which such value is computed, in lieu of the credits of payment on stock as aforesaid, and judgment and decree shall be rendered for only the expenses found due."

Further amend section 5 by striking out the period after the word "due," in the sixteenth line of said section in the printed bill and inserting in lieu of said period a comma, and by adding at the end of said section 5 the following:

"Provided, however, that on any mortgage executed between October 1, 1897, and the date of the taking effect of this act, the rate of interest may be computed at the rate therein named from the date thereof to the date of the taking effect of this act, but in no case at a greater rate than twelve per centum per annum on the net amount of the loan actually received by and paid to the borrower, and no evasion of this provision shall be had by means of any dues, premiums, membership fees, fines, forfeitures or other charges, any agreement to the contrary, notwithstanding."

In any suit in which the recovery upon the mortgage shall be for a less amount than the amount demanded by the association prior to the institution of the suit no attorney fees shall be taxed, and all cost of suit shall be paid by the association.

That section 6 be amended by inserting in the second line of said section of the printed bill after the word "associations," the following words: "represented in person or by proxy."

Amend section 9 by striking out from the fifteenth and sixteenth lines of said section of the printed bill the words "ninety days after the taking effect of this act," and inserting in lieu thereof "prior to July 15, 1900."

The President announced that he had signed in the presence of the Senate, House file No. 89 and Senate files No. 58, 173 and 30.

Senator Crossley moved that the Senate now adjourn.

Senator Hayward moved to amend by making the hour 8 o'clock this evening.

The amendment was lost.

The original motion prevailed.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Saturday, March 17, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. S. H. King, of Des Moines, Iowa.

On request of Senator Mardis, leave of absence was granted Senator Eaton indefinitely.

On request of Senator Hayward, leave of absence was granted Senator Emmert.

On request of Senator Classen, leave of absence was granted Senator Moffit.

On request of Senator Trewin, leave of absence was granted Senator Wallace.

On request of Senator Young, leave of absence was granted Senator Bishop.

On request of Senator Townsend, leave of absence was granted Senator Lyons.

On request of Senator Lister, leave of absence was granted Senator Smith.

On request of Senator McIntire, leave of absence was granted Senator Wilson.

PETITIONS AND MEMORIALS.

Senator McIntire presented petition of citizens of Eldon, Iowa, against Senate file No. 29 and in favor of Senate file No. 35, in regard to taxing telegraph companies.

Referred to committee on Ways and Means.

Senator Classen presented petition of citizens of Marshalltown, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Mullan presented petition of citizens of Waterloo, Iowa, in honor of the Cowles high school bill.

Referred to committee on Schools.

HOUSE MESSAGES CONSIDERED.

House file No. 66, a bill for an act providing for the payment by the state of costs and fees incurred in prosecutions for escaping from the penitentiary.

Passed on file.

BILLS ON THIRD READING.

On motion of Senator McIntire, Senate file No. 90, a bill for an act to punish railway passenger train robbers, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The bill was then read for information.

Senator Mullan moved to strike out the word "shall" in the eleventh line of the bill and the semicolon in the same line after the word "thereof" and insert a comma in lieu thereof.

Carried.

Senator McIntire moved the adoption of the substitute.

Adopted.

The bill as amended was read.

Senator McIntire moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, McIntire, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—86.

The nays were:

None.

Absent or not voting:

Senators Bishop, Brighton, Eaton, Emmert, Lewis, Lyons, McArthur, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Griswold, Senate file No. 253, a bill for an act to amend section 5685 of the code, relative to gate receipts at state penitentiaries, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Griswold moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hariman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—37.

The nays were:

None.

Absent or not voting:

Senators Bishop, Eaton, Emmert, Healy, McArthur, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Classen, House file No. 252, a bill for an act to define powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home, with

report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Classen moved the adoption of the following committee amendments.

Amend section 2, by striking out all of the fifth line after the word "by," and the words "said home," in line 6, and insert in lieu thereof, the words "if intoxication or other misdemeanors."

Adopted.

That section 3 be changed to section 4, and section 4 be changed to section 5, and insert as section 3 the following: "All members of the home who are pensioners, and having wife or minor children, shall be required to deposit with commandant at once, upon receipt of his pension check, one-half of his pension money, which shall be sent at once to said wife or minor children, unless said wife is proven to be a woman of immoral character."

Adopted.

The bill as amended was read.

Senator Classen moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—38.

The nays were:

None.

Absent or not voting:

Senators Alberson, Bishop, Eaton, Emmert, McArthur, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 148, a bill for an act to amend section 1340 of the code, relating to the assessment of taxes.

Also, Senate file No. 32, a bill for an act to promote the establishment and efficiency of free public libraries and public school libraries in the state of Iowa.

Also, Senate file No. 165, a bill for an act to create a department of agriculture, and repeal certain sections of the code, and chapter 42 of the acts of the Twenty-seventh General Assembly.

F. L. ARTHAUD,

Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 148, a bill for an act to amend section 1340 of the code, relating to the assessment of taxes.

Also, Senate file No. 32, a bill for an act to promote the establishment and efficiency of free public libraries and public school libraries in the state of Iowa.

Also, Senate file No. 165, a bill for an act to create a department of agriculture, and repeal certain sections of the code, and chapter 42 of the acts of the Twenty-seventh General Assembly.

Also, House file No. 56, a bill for an act to authorize the improvement and regulate the use of the Des Moines river, and its bed and banks within the corporate limits of the city of Des Moines.

Also, House file No. 182, a bill for an act to protect game and provide a fund to pay the expenses of prosecutions under this act.

F. L. ARTHAUD,

Chairman Senate Committee.

J. P. LYMAN,

Chairman House Committee.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 275, a bill for an act to limit the jurisdiction of the supreme court of Iowa, and to limit the number of judges thereof, and to

create an appellate court and to define its jurisdiction to fix the compensation of the judges thereof, and to create an additional deputy of the clerk of the supreme court, and to provide for his compensation, and to provide for the publication of the opinions of the appellate court.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Hayward, Senate file No. 271, a bill for an act to amend section 1, chapter 95 of the acts of the Twenty-seventh General Assembly, in relation to issuance of bonds by school corporations, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Hayward moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—39.

The nays were:

None.

Absent or not voting:

Senntors Bishop, Eaton, Emmert, McArthur, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—11.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to

On motion of Senator Alexander Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts and changes of venue therefrom, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was then read for information.

Senator Alexander moved that the rule be suspended, and that the bill be considered engrossed, its reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—38.

The nays were:

None.

Absent or not voting:

Senators Bishop, Bolter, Eaton, Emmert, Garst, Moffi Nolan, Penrose, Porter, Smith, Wallace, Wilson—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On request of Senator Alexander, leave of absence was granted Senator Fitchpatrick.

On motion of Senator Mullan, Senate file No. 176, a bill for an act to amend chapter 10 of title 3 of the code, relating to the admission of persons to practice as attorneys and counselors in the courts of this state, with report of committee recommending amendments, was taken up, considered and the report of the committee adopted.

Senator Mullan moved the adoption of the following committee amendments:

Amend section 5 by inserting after the word "commission," in the sixth line, the words "which shall be known as the board of law examiners."

Adopted.

Amend section 6 by striking out the word "ten" and the figures "10" and dollar mark in the third line, and by inserting in lieu of the word "ten" the word "five."

Adopted.

Also, amend section 6 by striking out the words and figures commencing with the words "and each applicant," in the third line, and ending with the word "be," in the seventh line.

Adopted.

Also, amend section 6 by striking out the words "in each case," at the end of the seventh line.

Adopted.

Amend by inserting as section 7, the following:

Sec. 7. The provisions of this act shall be in full force and effect from and after the fourth day of July, A. D. 1901.

Adopted.

Amend by making section 7 of the bill section 8.

Adopted.

Senator Blanchard offered the following amendment and moved its adoption:

I move to amend section 3 by striking out the words "the university" in second line of printed bill and insert in lieu thereof the following: "any university in this state."

Lost.

Senator Mullan moved to amend section 3 in line 3 by insert the word "state" between the word "the" and "university."

Carried.

The bill as amended was then read.

Senator Mullan moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin—32.

The nays were:

Senators Arthaud, Lyons, Young—3.

Absent or not voting:

Senators Bishop, Bolter, Eaton, Emmert, Finch, Fitch-
rick, Gorrell, Harriman, Moffit, Nolan, Penrose, Porter,
With, Wallace, Wilson—15.

So the bill, having received a constitutional majority, was
declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Junkin, from the committee on Retrenchment and
Reform, submitted the following report:

MR. PRESIDENT—Your committee on Retrenchment and Reform, to
whom was referred Senate file No. 335, a bill for an act to provide for the
making of annual reports by state officers, commissioners and boards, for
the publication thereof by the executive council, and for the repeal of sec-
tion 163 of the code, beg leave to report that they have had the same under
consideration and have instructed me to report the same back to the Sen-
ate with the recommendation that the same be amended as follows, and
that the same do pass: Amend by striking out of the ninth line of section
the following, "and the numbers of the warrants."

J. M. JUNKIN,
Chairman.

Ordered passed on file.

On motion of Senator Hobart, Senate file No. 318, a bill for
an act to amend section 2881 of the code, relating to the com-
pensation of the state librarian and his assistant, with report
of committee recommending amendments, was taken up, con-
sidered, and the report of the committee adopted.

Senator Hobart moved the adoption of the following com-
mittee amendment:

Amend by striking out the words "and fifty," in the sixth and eighth
lines of said bill.

Adopted.

Senator Hobart moved that the rule be suspended, and that
the bill be considered engrossed and read a third time now,
which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Ball, Blanchard,
Brighton, Cheshire, Classen, Craig, Crossley, Finch, Garst,
Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hub-

bard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Perrin, Titus, Townsend—31.

The nays were:

Senators Arthaud, Tallman, Young—3.

Absent or not voting:

Senators Alberson, Bishop, Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, Harriman, Moffit, Nolan, Penrose, Porter, Smith, Trewin, Wallace, Wilson—16.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Hazelton, Senate file No. 241, a bill for an act to amend section 254 of the code, relating to compensation of shorthand reporters, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator McArthur moved that further consideration of Senate file No. 241 be deferred until Monday evening.

Senator Crossley moved that the motion of Senator McArthur be laid on the table.

A roll call was demanded.

The yeas were:

Senators Allyn, Blanchard, Finch, Healy, Lambert, Lyons, McIntire—7.

The nays were:

Senators Alexander, Arthaud, Brighton, Cheshire, Classen, Craig, Crossley, Griswold, Harriman, Hayward, Hazelton, Hobart, Hubbard, Junkin, Lewis, Lister, McArthur, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—25.

Absent or not voting:

Senators Alberson, Bachman, Ball, Bishop, Bolter, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, Hopkins, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—18.

So the motion to lay on the table was lost.

The question was on the motion of Senator McArthur to postpone further consideration of Senate file No. 241, until Monday evening.

Carried.

Senator Garst moved that when the Senate adjourn it be until 2 o'clock this afternoon.

Carried.

On motion of Senator Brighton, House file No. 289, a bill for an act to legalize a levy made by the town of Bonaparte and the acts of its council, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Junkin moved that the time of adjournment be extended until the bill under consideration is disposed of.

Carried.

Senator Brighton moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—36.

The nays were:

None.

Absent or not voting:

Senators Bishop, Blanchard, Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—14.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

REPORTS OF COMMITTEES.

Senator Hobart, from the committee on Corporations, submitted the following report:

MR. PRESIDENT—Your committee on Corporations, to whom was referred Senate file No. 326, a bill for an act to amend section sixteen hundred and twenty-seven (1627) of the code, relating to the issuance, delivery and transfer of shares of the capital stock of corporations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

By striking out section one (1) of the bill and numbering section two (2) section one (1). And when so amended that the same do pass.

A. C. HOBART,
Chairman.

Ordered passed on file.

Senator Titus, from the committee on Mines and Mining, submitted the following report:

MR. PRESIDENT—Your committee on Mines and Mining, to whom was referred House file No. 126, a bill for an act to amend section 3105 of the code, relating to liens of coal miners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

G. M. TITUS,
Chairman.

Adopted.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 310, a bill for an act to provide for special meetings of boards of directors of school corporations of over seven thousand inhabitants (7,000) and defining the powers of such meetings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the annexed substitute for same—"A bill for an act to amend section twenty-seven hundred and fifty (2750) of the code, relating to special meetings of voters of school corporations," be adopted and passed.

W. R. LEWIS,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 310.

A bill for an act to amend section twenty-seven hundred and fifty (2750) of the code, relating to special meetings of voters of school corporations.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section twenty-seven hundred and fifty (2750) of the code, be and the same is hereby amended by striking out of the third and

fourth lines thereof, the words "whenever the corporation has lost the use of a school house by fire or otherwise."

Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred House file No. 186, a bill for an act relating to the examination of teachers for state certificates and state diplomas, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Strike out all of section 1 after the word "secretary" in the fourth line, and when so amended that the same do pass.

W. R. LEWIS,
Chairman.

Ordered passed on file.

HOUSE MESSAGE CONSIDERED.

House file No. 275, a bill for an act to limit the jurisdiction of the supreme court of Iowa, and to limit the number of judges thereof, and to create an appellate court and to define its jurisdiction, to fix the compensation of the judges thereof, and to create an additional deputy of the clerk of the supreme court and to provide for his compensation, and to provide for the publication of the opinions of the appellate court.

Read first and second time and referred to committee on Judiciary.

The President announced that he had signed in the presence of the Senate, Senate files Nos. 32, 148 and 165 and House files Nos. 56 and 132.

Senator Junkin moved that the Senate do now adjourn.

Carried.

Senate adjourned.

Senator Arthaud—1.

Absent or not voting:

Senators Bishop, Bolter, Brighton, Craig, Eaton, Emmert, Fitchpatrick, Gorrell, Farriman, Healy, Hubbard, Lambert, McArthur, McIntire, Moffit, Mullan, Nolan, Penrose, Porter, Smith, Townsend, Wallace, Wilson—23.

So the motion to take from the table prevailed.

Senator Hobart moved that Senate file No. 161 be recommended to the committee on Judiciary.

Carried.

On motion of Senator Garst, Senate file No. 16, a bill for an act providing for compulsory education, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Hayward, Senate file No. 26, a bill for an act providing for compulsory education, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Garst, Senate file No. 281, a bill for an act to amend paragraph 8 of section 89 of the code, relating to the drawing of warrants by the auditor of state, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass.

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Crossley, Finch, Garst, Griswold, Hayward, Hazelton, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Mullan, Perrin, Tallman, Townsend, Trewin—29.

The nays were:

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

The Journal of yesterday was taken up, corrected and approved.

Senator Hobart moved that Senate file No. 161 be taken from the table.

A roll call was demanded.

On the question, Shall Senate file No. 161 be taken from the table?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Blanchard, Cheshire, Classen, Crossley, Finch, Garst, Griswold, Hayward, Hazelton, Hobart, Hopkins, Junkin, Lewis, Lister, Lyons, Mardis, Perrin, Tallman, Titus, Trewin, Young—26.

The nays were:

None.

Absent or not voting:

Senators Bishop, Bolter, Brighton, Eaton, Emmert, Fitchpatrick, Gorrell, Harriman, Healy, Hubbard, McArthur, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Titus, Wallace, Wilson, Young—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Blanchard, House file No. 124, a bill for an act to require mine foremen, pit bosses, and hoisting engineers to submit to examinations as to competency and to hold certificates thereof, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Blanchard moved the adoption of the following committee amendment to the title:

Amend the title by inserting at the end thereof the following: "and providing for the punishment of persons violating the provisions of this act."

Adopted.

Senator Blanchard moved the adoption of the following committee amendment:

Amend by inserting after the word "herein," in the eighth line of section 3, the following: "together with their actual expenses incurred in the performance of such duties, which expenses shall be itemized and verified as provided by section two thousand, four hundred and eighty (2480) of the code.

Adopted.

The bill was then read as amended.

Senator Arthaud offered the following amendment and moved its adoption:

Amend by substituting for the words "twenty-five tons," in line 5 of section 1 thereof, the words "sixty (60) tons."

Lost.

Senator Blanchard moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Finch, Garst, Griswold, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—31.

The nays were:

Senators Arthaud, Mardis—2.

Absent or not voting:

Senators Bishop, Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, Harriman, Healy, Lyons, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Bachman, Senate file No. 228, a bill for an act to amend section 3276 of the code, in reference to the revocation and cancellation of wills, with report of committee commending amendments, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cheshire moved the adoption of the following committee amendments:

Amend by striking out section 1 of the bill and insert in lieu thereof the following:

Section 1. That section thirty-two hundred and seventy-six (3276) of the code be, and the same is hereby amended by adding thereto the following: "Unless such child is referred to in the will."

Adopted.

The bill was then read as amended.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and the reading just had its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Blandford, Cheshire, Classen, Craig, Crossley, Finch, Garst, Grisold, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Lyons, McArthur, Mardis, Mullan, Perrin, Pullman, Titus, Townsend, Trewin, Young—81.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bishop, Bolter, Brighton, Eaton, Emmert, Fitchpatrick, Gorrell, Harriman, Healy, Lewis, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Ball, substitute for Senate file No. 810, bill for an act to amend section twenty-seven hundred and fifty (2750) of the code, relating to special meetings of voters of

school corporations, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

President *pro tem* Harriman was called to the chair at 3:10 o'clock P. M.

Senator Ball moved the adoption of the substitute.

Adopted.

Senator Ball moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bishop, Bolter, Brighton, Eaton, Emmert, Fitchpatrick, Gorrell, Healy, McArthur, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Arthaud, House file No. 94, a bill for an act to legalize the incorporation of the town of Athelston, Taylor county, Iowa, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Arthaud moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bland, Cheshire, Classen, Craig, Crossley, Finch, Garst, Grisold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Mardis, Mullan, Perrin, Pullman, Titus, Townsend, Trewin, Young—31.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bolter, Brighton, Eaton, Emmert, Fitzpatrick, Gorrell, Healy, Lyons, McArthur, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Townsend, House file No. 22, a bill for an act to amend section 2490 of the code, relating to mines and mining, with report of committee recommending amendments, was taken up, considered and the report of the committee adopted.

Senator Townsend moved the adoption of the following committee amendment:

Amend by striking out all after the word "section," in line 3 thereof.

Adopted.

Senator Lewis moved to amend by inserting the words "the state of" in the enacting clause.

Adopted.

The bill as amended was read.

Senator Townsend moved that the rule be suspended and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bland, Brighton, Cheshire, Classen, Craig, Crossley, Finch,

Garst, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bishop, Bolter, Eaton, Emmert, Fitchpatrick, Gorrell, Healy, Junkin, McArthur, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Finch, House file No. 129, a bill for an act to amend section 4050 of the code, relating to the redemption of real estate sold upon execution, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Finch moved the adoption of the following committee amendments:

Amend the title by striking out the words "of Iowa," after the word "code."

Adopted.

Amend the title by striking out the word "of," at the end of the first line, and also, by striking out the word "Iowa," at the beginning of the second line.

Adopted.

The bill was then read as amended.

Senator Finch moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Blanchard, Cheshire, Classen, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, Mardis, Mullan, Perrin, Tallman, Titus, Townsend, Trewin, Young—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Ball, Bishop, Bolter, Brighton, Craig, Eaton, Emmert, Fitchpatrick, Gorrell, Healy, Junkin, McArthur, McIntire, Moffit, Nolan, Penrose, Porter, Smith, Wallace, Wilson—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator McArthur filed the following motion to reconsider the vote by which Senate file No. 66 passed the Senate.

I move that the vote by which Senate file No. 66 passed the Senate, be reconsidered.

REPORT OF COMMITTEE.

Senator Hazelton, from the committee on Elections, submitted the following report:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 133, a bill for an act providing for the form of ballot to be used at municipal elections, and for the manner of nominations by petition or place on such ballot and providing penalties for its violation of its provisions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

A. S. HAZELTON,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 147, a bill for an act to amend section four hundred and seventeen (417) of the code, relating to the board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

A. S. HAZELTON,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 119, a bill for an act to amend section 1100 of the code, in relation to nominations of candidates for office, beg leave to report that they have had the same under consideration and have instructed me to

report the same back to the Senate with the recommendation that the same be indefinitely postponed.

A. S. HAZELTON,
Chairman

Adopted.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 86, a bill for an act to amend section 1106 of the code, relating to the number of places on which a candidate's name may appear on official ballot, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

A. S. HAZELTON,
Chairman

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 151, a bill for an act providing for a re-count in contested election cases before the county board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

A. S. HAZELTON,
Chairman

Adopted.

Senator Tallman moved the Senate do now adjourn until Monday morning at 9:30 o'clock.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, March 19, 1900. }

Senate met in regular session at 9:30 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. James Patterson of Des Moines, Iowa.

On request of Senator Harriman, leave of absence was granted Senator Alexander until Wednesday.

On request of Senator Lister, leave of absence was granted Senator Smith.

On request of Senator Emmert, leave of absence was granted Senator Townsend.

On request of Senator Ball, leave of absence was granted Senator Titus.

On request of Senator Ball, leave of absence was granted Senator Hayward.

On request of Senator Wallace, leave of absence was granted Senator Classen.

On request of Senator Lyons, leave of absence was granted Senator Nolan on account of sickness.

On request of Senator McArthur, leave of absence was granted Senator Penrose.

PETITIONS AND MEMORIALS.

Senator Perrin presented petition of Rev. B. H. Forkenrock and eighty-two other citizens of Chickasaw county, Iowa, praying that the compulsory education bill may not pass.

Referred to committee on Schools.

Senator Emmert presented petition of citizens of Shelby county, Iowa, in favor of House file, No. 91, a bill for an act to establish one additional normal school.

Referred to committee on Educational Institutions.

Senator Bachman presented petition of 1,127 citizens of Palo Alto county, Iowa, in favor of House file No. 91, relative to normal schools.

Referred to committee on Educational Institutions.

Senator Hobart presented petition of citizens of Le Mars, Iowa, against any new legislation affecting building and loan associations.

Referred to committee on Building and Loan.

Senator Harriman presented petition of forty-one citizens of Sheffield, Iowa, in favor of one additional normal school.

Referred to committee on Educational Institutions.

INTRODUCTION OF BILLS.

By committee on Ways and Means, Senate file No. 387, a bill for an act to amend chapter 4 of title 7 of the code, and chapter 37 of the acts of the Twenty-seventh General Assembly, relating to the assessment and collection of the collateral inheritance tax.

Read first and second time and placed upon the Calendar.

By committee on Retrenchment and Reform, Senate file No. 388, a bill for an act to amend sections 2587 and 2590 of the code, relating to the compensation of the pharmacy commissioners.

Read first and second time and placed upon the Calendar.

By Senator Porter, by request, Senate file No. 389, a bill for an act to repeal section 1311 of the code, relative to the assessment of taxes, and enact a substitute in lieu thereof.

Read first and second time and referred to committee on Ways and Means.

By Senator Hubbard, Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa.

Read first and second time and referred to committee on Federal Relations

BILLS ON THIRD READING.

On motion of Senator Wallace, House file No. 187, a bill for an act to amend section 1560 of the code of 1897, relating to service of notice to remove obstructions in the public highways, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wallace moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McArthur, Mardis, Moffit, Mullan, Perrin, Porter, Tallman, Trewin, Wallace, Young—31.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Classen, Eaton, Gorrell, Hayward, Healy, Junkin, McIntire, Nolan, Penrose, Smith, Titus, Townsend, Wilson—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 66, a bill for an act providing for the payment by the state of costs and fees incurred in prosecutions for escaping from the penitentiary.

Also, House file No. 289, a bill for an act to legalize the levy made by the town of Bonaparte, in Van Buren county, Iowa, and the acts of its council.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Bachman, from the committee on Public Health, submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was referred House file No. 50, a bill for an act to establish a barbers' examining board to regulate the practice of barbering, the licensing of persons to carry on such practice, to insure the better education, skill and proficiency of such practitioners, and to provide penalties for the violation thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommending that the same be amended as follows, and that when so amended the same do pass.

Amend by striking out the words "three" and figures "3" in lines 9, 10, and 13, of section 8, and insert in lieu thereof in each line, the word "one."

Amend section 1 by adding thereto the following: "Provided that the provisions of this act shall not apply to barbers in any city, town or village containing less than three hundred inhabitants.

Amend by adding to said bill the following:

Sec. 20. This act shall take effect and be in force from and after January 1, 1901.

E. W. BACHMAN,
Chairman.

Ordered passed on file.

Senator Emmert, from the committee on Pharmacy, submitted the following report:

MR. PRESIDENT—Your committee on Pharmacy, to whom was referred Senate file No. 315, a bill for an act to amend section 2590 of the code, relating to the registration, examination fee, renewal certificates and permits to sell domestic remedies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. EMMERT,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Pharmacy, to whom was referred Senate file No. 314, a bill for an act to repeal section twenty-five hundred and eighty-eight (2588) of the code, relating to the sale of drugs, medicines, and poisons, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report

the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. EMMERT,
Chairman.

Adopted.

On motion of Senator Craig, House file No. 174, a bill for an act to amend section 1806 of the code relating to laws on life insurance policies, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Craig moved to amend the enacting clause by striking out the word "in" and inserting the word "by" in lieu thereof.

Carried.

Senator Craig moved that further consideration of House file No. 174 be deferred until reached in its regular order.

Carried.

On motion of Senator Fitchpatrick, Senate file No. 121, a bill for an act to amend section 2882, chapter 6, article 22 of the code, relating to the sale of intoxicating liquors, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Fitchpatrick moved the adoption of the following committee amendment:

Amend by striking out the words and figures chapter six (6), articles twelve (12) from the title of the bill.

Adopted.

Senator Fitchpatrick moved the adoption of the following amendment:

That said section be further amended by adding thereto the words "Provided, that nothing herein shall prohibit traveling salesmen soliciting orders for the purchase, sale and shipment of intoxicating liquors from persons legally authorized to sell or dispense the same."

Adopted.

The bill as amended was read.

Senator Lewis moved that further consideration of Senate file No. 121 be deferred until reached in its regular order on the Calendar.

Lost.

Senator Fitchpatrick moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Cheshire, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Mardis, Moffit, Mullan, Perrin, Porter, Tallman, Trewin, Wallace, Young—27.

The nays were:

Senators Bolter, McArthur—2.

Absent or not voting:

Senators Alexander, Allyn, Ball, Bishop, Blanchard, Brighton, Classen, Eaton, Gorrell, Hayward, Hazelton, Healy, Hobart, Lyons, McIntire, Nolan, Penrose, Smith, Titus, Townsend, Wilson—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 161, a bill for an act providing penalties for practicing law without having been admitted to practice in the courts of this state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute therefor, heretofore reported, be amended as follows, and when so amended that said substitute do pass:

Amend by inserting after the word "misdemeanor" in the eighth line, the following: "and be punished by fine not exceeding \$100 or by imprisonment in the county jail not more than thirty days."

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred substitute for House file No. 193, a bill for an act to amend sections 256 and 258 of the code, relating to the submission to the qualified electors of a city, the question of the establishment of a superior court, the election and

term of office of the judge thereof, the certification of the results of the election, fixing vacancies in said office and to enact substitutes therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the bill do pass.

Amend by adding as section 3 the following: "Sec. 3. That section two hundred and seventy-six (276) of the code be, and the same is hereby amended by striking out the word 'an' before the word 'election' in the fourth line, and inserting in lieu thereof the words 'any general election or.'"

Also amend the title by adding thereto the following, "and to amend section two hundred and seventy-six (276) of the code."

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate file No. 124, a bill for an act to amend section 5040 of the code, relating to offenses against the public peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 219, a bill for an act to amend section 1374 of the code, relative to collection of taxes on property not listed, and fees therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 219.

A bill for an act to authorize boards of supervisors to provide for the discovery of property withheld from taxation, and to list the same and collect taxes thereon, and to legalize contracts heretofore made for that purpose by boards of supervisors upon certain conditions.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. The board of supervisors of any county may contract in writing with any person to assist the proper officers in the discovery of

property not listed and assessed as required by law. Before listing the property discovered, the treasurer shall give the person in whose name it is proposed to assess the same, or his agent, ten days' notice thereof by registered letter addressed to him at his usual place of residence, fixing the time and place where objection to such proposed listing and assessment may be made. An appeal may be taken to the district court from final action of the treasurer by serving written notice upon him and otherwise proceeding as provided in section thirteen hundred and seventy-three (1373) of the code.

Sec. 2. The total charges, fees and expenses authorized under section 1 of this act shall not exceed ten per cent paid into the county treasury.

Sec. 3. The person employed under the provisions of section 1 thereof shall give a bond in the penal sum of not less than \$3,000, with sureties to be approved by the board of supervisors, conditioned for the faithful performance of the contract and observance of the provisions of law applicable to such employment.

Sec. 4. After the deduction of the compensation hereinbefore provided for, the taxes recovered under this act shall be distributed among the several funds for that year in the same proportion as other taxes.

Sec. 5. All contracts heretofore made for the purpose specified in section 1 of this act, are hereby declared to be valid and binding in case the parties interested therein shall, within thirty days from the taking effect of this act, consent in writing to accept the said ten per cent in lieu of all compensation, expenses and other charges whatsoever provided for in said contracts. Unless such consent is given, said contracts are hereby declared null and void.

Sec. 6. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 333, a bill for an act to legalize the organization of the independent school district of Germania, Kossuth county, Iowa, and acts of its board of directors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,

Chairman.

Ordered passed on file.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred substitute for House file No. 138, a bill for an act to amend section five thousand, seven hundred and sixteen (5716), chapter

two (2), of title twenty-six (26) of the code, relating to the compensation of turnkeys and guards at the penitentiaries of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Ordered passed on file.

Senator Lewis moved that Senate file No. 330 be recommitted.

Carried.

BILLS ON THIRD READING.

On motion of Senator Emmert, Senate file No. 143, a bill for an act to amend section 2583 of chapter 17, title 12 of the code, relating to the compensation of the secretary of the state board of medical examiners, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Emmert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Arthaud, Bachman, Cheshire, Craig, Fitchpatrick, Griswold, Harriman, Hazelton, Hobart, Hubbard, Lister, Mardis, Moffit, Mullan, Perrin, Trewin, Wallace—17.

The nays were:

Senators Alberson, Ball, Bolter, Crossley, Emmert, Finch, McArthur, Porter, Tallman, Young—10.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Classen, Eaton, Garst, Gorrell, Hayward, Healy, Hopkins, Junkin, Lambert, Lewis, Lyons, McIntire, Nolan, Penrose, Smith, Titus, Townsend, Wilsen—23.

So the bill, having failed to received a constitutional majority, was declared lost.

Senator McArthur moved that when the Senate adjourn it be until 2 o'clock this afternoon, and that the evening session be dispensed with.

Carried.

Senator Emmert filed the following motion to reconsider:

I move to reconsider the vote by which Senate file No. 163 was lost.

On motion of Senator Trewin, Senate file No. 835, a bill for an act to provide for the making of annual reports by state officers, commissions and boards, for the publication thereof by the executive council and for the repeal of section 163 of the code, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Trewin moved the adoption of the following committee amendment:

Amend by striking out of the ninth line of section 1 the following: "and the numbers of the warrants."

Adopted.

The bill as amended was read.

Senator Porter offered the following amendment and moved its adoption:

Amend section 2 by adding after the word "immediately" the following: "by the lowest competitive bidder."

A roll call was demanded on the amendment.

The yeas were:

Senators Alberson, Arthaud, Ball, Bolter, Cheshire, Craig, Crossley, Finch, Fitchpatrick, Garst, Hopkins, Hubbard, Lambert, Lyons, Perrin, Porter, Tallman, Trewin, Young—19

The nays were:

Senators Bachman, Emmert, Griswold, Harriman, Hazelton, Hobart, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Wallace—14.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Classen, Eaton, Gorrell, Hayward, Healy, McIntire, Nolan, Penrose, Smith, Titus, Townsend, Wilson—17.

So the amendment was adopted.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Ball, Bolter, Cheshire, Craig, Crossley, Finch, Fitchpatrick, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lyons, Perrin, Porter, Tallman—19.

The nays were:

Senators Bachman, Emmert, Garst, Griswold, Harriman, Hazelton, Lister, McArthur, Mardis, Moffit, Mullan, Trewin, Wallace, Young—14.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Classen, Eaton, Gorrell, Hayward, Healy, McIntire, Nolan, Penrose, Smith, Titus, Townsend, Wilson—17.

So the bill having failed to receive a constitutional majority was declared lost.

Senator Trewin filed the following motions to reconsider:

I move to reconsider the vote by which the amendment to section 2 of Senate file No. 335 was adopted.

I move to reconsider the vote by which Senate file No. 335 was lost.

The Journal of Saturday was taken up, corrected and approved.

Senator Young moved that the Senate do now adjourn.

Carried.

Senate adjourned.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

INTRODUCTION OF BILLS.

By Senator Garst, Senate file No. 341, a bill for an act to amend sections 2506, 2507 and 2510 of the code, relating to the inspection of petroleum products.

Read first and second time and referred to committee on Retrenchment and Reform.

On motion of Senator Lewis, House file No. 186, a bill for an act relating to examination of teachers for state certificates and state diplomas, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Lewis moved the adoption of the following committee amendment:

Strike out all of section 1 after the word "secretary" in the fourth line.

Adopted.

The bill was then read as amended.

President *pro tem* Harriman was called to the chair at 2:25 o'clock P. M.

Senator Lewis moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Ball, Blanchard, Craig, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Young—29.

The nays were:

Senator Crossley—1.

Absent or not voting:

Senators Alexander, Allyn, Arthaud, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Eaton, Hayward, Hazelton, Healy, Hubbard, Junkin, Mardis, Mullan, Nolan, Wallace, Wilson—20.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report.

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval Senate file No. 148, a bill for an act to amend section 1340 of the code, relating to the assessment of taxes.

Also, Senate file No. 32, a bill for an act to promote the establishment and efficiency of free public libraries and public school libraries in the state of Iowa.

Also, Senate file No. 165, a bill for an act to create a department of agriculture and repeal certain sections of the code, and chapter 42 of the acts of the Twenty-seventh General assembly.

F. L. ARTHAUD,
Chairman.

March 19, 1900.

On motion of Senator Townsend, Senate file No. 228, a bill for an act to add to and amend section 669 of the code, relating to compensation of councilmen, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was then read for information.

Senator Townsend moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyone, McArthur, McIntire, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Young—86.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Classen, Eaton, Hayward, Hubbard, Junkin, Mullan, Nolan, Wilson—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 199, a bill for an act to increase the term of office of secretaries and treasurers of school townships from one to two years.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 204, a bill for an act relating to the calling of a special election to fill vacancies on boards of school directors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House passed the following bill in which the concurrence of the Senate is asked:

House file No. 65, a bill for an act to amend section seventeen hundred and forty-three (1743) of the code of Iowa, in relation to the selection of the third arbitrator for umpire when arbitration or appraisement is stipulated for in the policy of insurance, and demanded.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 194, a bill for an act to amend sections 2512, 2513 and 2514 of the code, in relation to the inspection of passenger boats.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 92, a bill for an act to legalize a special election held in the county of Polk and state of Iowa, on the 25th day of January, 1899, and the propositions submitted at said election for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed \$100,000 upon which to build a courthouse, to legalize the authority of the board of supervisors of said county to purchase real property for said purpose at a cost not to exceed \$100,000, and to levy a tax of one quarter of one mill on the assessed valuation of the taxable property of Polk county for a period not exceeding twenty years, beginning with the year 1900, to pay the indebtedness created by said purchase, if an indebtedness shall be created thereby.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 207, a bill for an act to repeal section 2560 of the code, relating to punishment for trespass.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 8, a bill for an act to add to chapter ten (10) of title nine (9), and amend sections 1848 and 1852 of the code, relating to savings banks.

S. M. CART,
Chief Clerk.

On motion of Senator Lyons, Senate file No. 214, a bill for an act to amend section 2515 of the code, to provide for the appointment by the dairy commissioner of a deputy and assistants and fixing their compensation, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The substitute was read for information.

Senator Lyons moved the adoption of the substitute.

Adopted.

Senator Lewis moved to amend the substitute by adding in the thirteenth line, after the word "necessary," the word "traveling."

Adopted.

Senator Lewis moved to amend by striking out, wherever it appears in the bill, the words "twelve hundred" and insert "one thousand" in lieu thereof.

Adopted.

The bill as amended was read.

Senator Lyons moved that the rule be suspended and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?.

The yeas were:

Senators Alberson, Bachman, Ball, Cheshire, Craig, Crossley, Emmert, Fitchpatrick, Garst, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Penrose, Perrin, Smith, Titus, Townsend, Wallace, Young—30.

The nays were:

Senators Arthaud, Bolter, Finch, Gorrell, Porter, Tallman—6.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Classen, Eaton, Hayward, Hubbard, McArthur, McIntire, Nolan, Trewin, Wilson—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

President Milliman resumed the chair at 4:05 P. M.

On motion of Senator Hobart, Senate file No. 160, a bill for an act to amend chapter 19, title 12 of the code, creating a board of dental examiners and providing their powers and duties and regulating their compensation, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The substitute was read for information.

Senator Emmert offered the following amendment and moved its adoption:

I move to amend section 4 by inserting after the word "shall" in the fifteenth line, the words, "be a graduate of a reputable dental school, which is recognized as such by the board of dental examiners and."

Adopted.

REPORTS OF COMMITTEES.

The conference committee on Senate file No. 13, submitted the following report:

MR. SPEAKER AND MR. PRESIDENT—Your committee on conference, to whom was referred House substitute for Senate file No. 13, a bill for an act to amend section five thousand, two hundred fifty-eight (5258) of the code, relating to minutes to be kept by grand juries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the House do recede from its substitute, and that Senate file No. 13 do pass.

M. L. TEMPLE,
WM. THEOPHILUS,
J. P. LYMAN,
H. W. BYERS,

House Conferees.

THOS. A. CHESHIRE,
THOS. D. HEALY,
C. W. MULLAN,
J. H. TREWIN,

Senate Conferees.

Ordered passed on file.

Senator Lister, from the committee on Federal Relations, submitted the following report:

MR. PRESIDENT—Your committee on Federal Relations, to whom was referred Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd in Woodbury county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

G. W. LISTER,
Chairman.

Ordered passed on file.

Senator Fitchpatrick offered the following resolution and moved its adoption:

Resolved, That when the Senate adjourns Tuesday noon, it be until 9 o'clock A. M. Wednesday, March 21st.

Adopted.

HOUSE MESSAGES CONSIDERED.

House file No. 204, a bill for an act relating to the calling of a special election to fill vacancies on boards of school directors.

Read first and second time and referred to committee on Schools.

Senate file No. 92, a bill for an act to legalize a special election held in the county of Polk, and state of Iowa, on the 25th day of January, 1899, and the proposition submitted at said election for the purpose of authorizing the board of supervisors of said county to purchase real property of a cost not to exceed \$100,000 upon which to build a courthouse, to legalize the authority of the board of supervisors of said county to purchase real property for said purchase at a cost not exceeding \$100,000, and to levy a tax of one-quarter of one mill on the assessed valuation of the taxable property of Polk county for a period not exceeding twenty years, beginning with the year 1900, to pay the indebtedness created by said purchase, if an indebtedness shall be created thereby.

Passed on file.

Substitute for Senate file No. 8, a bill for an act to add to chapter 10 of title 9 and amend sections 1848 and 1852 of the the code, relating to savings banks.

Passed on file.

House file No. 207, a bill for an act to repeal section 2560 of the code, relating to punishment for trespass.

Read first and second time and referred to committee on Judiciary.

House file No. 65, a bill for an act to amend section 1748 of the code of Iowa, in relation to the selection of the third arbitrator or umpire when arbitration or appraisement is stipulated for in the policy of insurance or demanded.

Read first and second time and referred to committee on Insurance.

House file No. 199, a bill for an act to increase the term of office of secretaries and treasurers of school townships from one to two years.

Read first and second time and referred to committee on Schools.

Senate file No. 194, a bill for an act to amend sections 2512, 2513 and 2514 of the code, in relation to the inspection of passenger boats.

Passed on file.

President Milliman announced that he had signed in the presence of the Senate, House files Nos. 66 and 289.

Senator Garst moved that the Senate do now adjourn.

A roll call was demanded.

On the question, Shall the Senate now adjourn?

The yeas were:

Senators Alberson, Ball, Crossley, Finch, Garst, Healy, Hopkins, Junkin, Lambert, Lyons, McArthur, Mullan—12.

The nays were.

Senators Arthaud, Bachman, Bolter, Craig, Emmert, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, Hobart, Lewis, Lister, Mardis, Moffit, Perrin, Porter, Smith, Townsend, Trewin, Wallace, Young—22.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Cheshire, Classen, Eaton, Hubbard, McIntire, Nolan, Penrose Tallman, Titus, Wilson, Hayward—16.

So the motion to adjourn was lost.

The Senate here resumed consideration of Senate file No. 160.

The bill as amended was read.

Senator Hobart moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Bachman, Ball, Cheshire, Emmert, Fitchpatrick, Griswold, Harriman, Hazelton, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Perrin, Smith, Titus, Townsend, Trewin, Wallace—23.

The nays were:

Senators Arthaud, Bolter, Garst, Healy, Hobart, Hopkins, McArthur, Porter—8.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Classen, Craig, Crossley, Eaton, Finch, Gorrell, Hayward, Hubbard, McIntire, Nolan, Penrose, Tallman, Wilson, Young, —19.

So the bill, having failed to receive a constitutional majority, was declared lost.

Senator Hobart filed the following motions to reconsider:

I move to reconsider the vote by which Senate file No. 160 was lost.

I move to reconsider the vote by which Senate file No. 160 was passed to a third reading.

Senator Junkin moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, March 20, 1900. }

Senate met in regular session at 9 o'clock A. M., President Tillman presiding.

Prayer was offered by Rev. E. W. Curtis of Des Moines, Iowa.

PETITIONS AND MEMORIALS.

Senator Fitchpatrick presented petition of citizens of Boone county, Iowa, against Senate files Nos. 29 and 65 and in favor of Senate file No. 265, in regard to taxing telegraph and telephone companies.

Referred to committee on Ways and Means.

Senator Fitchpatrick presented petition of citizens of Boone county, Iowa, in favor of a compulsory education law.

Referred to committee on Schools.

Senator Garst presented petition of citizens of Sac county, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telephone companies.

Referred to committee on Ways and Means.

Senator Emmert presented petition, which was read, of J. J. McConnell, of the University of Iowa, in favor of the establishment of additional normal schools.

Senator Garst presented petition of citizens of Glidden, Iowa, in favor of a law prohibiting the solicitation of orders for intoxicating liquors.

Referred to committee on Suppression of Intemperance.

Senator McIntire presented petition of citizens of the Sixth Senatorial district, praying for the defeat of Senate file No. 65, known as the Cheshire bill.

Referred to committee on Ways and Means.

Senator McIntire presented petition of druggists of Wapello county, Iowa, praying for a legalizing act for pharmacists for sales made since the new code went into effect.

Referred to committee on Pharmacy.

Senator Penrose presented petitions of citizens of Belle Plaine, Vinton and Tama, Iowa, against Senate file No. 29, and in favor of Senate file No. 265; also, petitions of citizens of Mt. Auburn, Vinton, Dysart and Van Horn, Iowa, against Senate file No. 65 and in favor of Senate file No. 265, in regard to taxing telegraph and telephone companies.

Referred to committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator McArthur, Joint resolution No. 9, authorizing and recommending the pardon or parole of Cornelius Moelchen.

Read first and second time and referred to committee on Penitentiaries and Pardons.

By committee on Ways and Means, Senate file No. 342, a bill for an act to amend chapter 118 of the laws of the Twenty-seventh General Assembly, relating to the management and control of certain state institutions, and the defining of certain offenses and providing penalties therefor.

Read first and second time and placed upon the Calendar.

REPORT OF COMMITTEE.

Senator Blanchard, from the committee on Congressional and Judicial Districts, submitted the following report:

MR. PRESIDENT—Your committee on Congressional and Judicial Districts, to whom was referred House file No. 21, a bill for an act to amend section two hundred and twenty-seven (227) of the code, transferring Harrison county from the Fourth Judicial district to the Fifteenth Judicial district and to provide an additional judge for the Fifteenth district, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Strike out all of section 1 after the word "Fremont;" also, strike out all of section 2.

Also, amend the title by striking out all after the words "Fifteenth Judicial district," and that when so amended the same do pass.

L. C. BLANCHARD,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Congressional and Judicial Districts, to whom was referred Senate file No. 262, a bill for an act to amend section 227 of the code, and to provide an additional judge for the Fourth Judicial district, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

L. C. BLANCHARD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 94, a bill for an act to legalize the incorporation of the town of Athelston, Taylor county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Also, House file No. 187, a bill for an act to amend section fifteen hundred and sixty (1560) of the code, relating to the service of notice to remove obstructions in public highways.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Hubbard, from the committee on Claims, submitted the following report:

MR. PRESIDENT—Your committee on Claims, to whom was referred Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the Hospital for the Insane at Mt. Pleasant, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

E. H. HUBBARD,
Chairman.

Referred to committee on Appropriations.

Senator McArthur, from the committee on Penitentiaries and Pardons, submitted the following report:

MR. PRESIDENT—Your committee on Penitentiaries and Pardons, to whom was referred Joint resolution No. 9, a bill for an act authorizing and recommending the pardon or parole of Cornelius Moelchen, beg leave

to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WM. C. MCARTHUR,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Penitentiaries and Pardons, to whom was referred the report of the governor relating to pardons, reprieves, etc., made in accordance with section 16, article 4, of the constitution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Printing.

WM. C. MCARTHUR,
Chairman.

Adopted.

On motion of Senator Hubbard Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Hubbard moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrel, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—40.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bolter, Brighton, Eaton, Garst, Harri-
man, Lyons, Mullan, Nolan, Titus—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Emmert moved that 200 additional copies of Senate file No. 82 be ordered printed.

Carried.

SPECIAL ORDER.

The hour having arrived the Senate took up Senate file No. 29, made a special order for this time.

On motion of Senator Cheshire, Senate file No. 29, a bill for an act providing for the taxation of the property of telegraph companies and repealing portions of sections 1328, 1329, 1330 and 1331 of the code, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Cheshire moved the adoption of the following committee amendments.

Amend section 1 by inserting after the word "shall" in the fourth line the words "on or before the first Monday in May, 1900, and," and inserting after the word "annually" in the same line the word "thereafter."

Adopted.

Amend section 1, subdivision first, by striking out the period after the word "company," and adding the following: "and whether a corporation, partnership or person, and under the laws of what state or country organized."

Adopted.

Amend section 1, subdivision second, by striking out the period after the word "business," and adding the following: "and the location of its principal office, and the name and postoffice address of its president, secretary and superintendent or general manager, and the name and postoffice address of its principal officer or managing agent in Iowa."

Adopted.

Amend section 1, subdivision sixth, by striking out the word "structures," in the first line, and inserting in lieu thereof the word "buildings," and by striking out the word "and" in the same line; and also, by inserting after the word "appliances," in the same line and also in the second line, the words "and personal property."

Adopted.

Amend section 1, subdivision seventh, by adding after the word "thereon," in the second line thereof, the following: "and all bonds, mortgages and other personal property;" by striking out the words "not used directly

in," in the third line of said section, and inserting in lieu thereof the words "used exclusively outside;" and by inserting after the word "of," in the fourth line, the following: "all bonds, mortgages and other personal property, and the cash value thereof, the purposes for which the same are used, and where the same are kept or deposited, and;" and also, by adding after the word "piece," in the same line, the words "of real estate."

Adopted.

Amend section 2, in the tenth line thereof, by striking out the words "day of March," and inserting the following in lieu thereof: "Monday in May, 1900, and the first Monday in March annually thereafter."

Adopted.

Amend section 3 by striking out the first four words of said section, "upon the meeting of," and by beginning the next word "the" with a capital letter; also, by adding after the word "council" in the first line of said section, the following: "Shall meet on the first Monday in May, 1900, and;" also, by striking out the words "of each year, said," in the second line of said section, and by inserting in lieu thereof the following: "In each year thereafter, at which meeting the," also, by adding to section 3, at the end thereof, the following: "Any such company interested may, upon written application, appear before the executive council at such meeting, and be heard in the matter of the valuation of the property of such company for taxation."

Adopted.

Amend section 4, in the eighteenth line, by adding after the word "estate" the following: "and bonds, mortgages and other personal property;" and further amend said section by striking out the words "not specifically used in," in the nineteenth line of same, and inserting in lieu thereof the words "used exclusively outside;" also, amend said section by striking out the words "by taking," in the twenty-fourth line, and inserting in lieu thereof the following: "and for that purpose may take into consideration the proportional value of the company's property without and within the state, and shall take as a basis of the valuation of the company's property in this state;" further amend said section by adding after the words "value of," in the twenty-sixth line, the words "the property of;" and further amend said section by adding after the word "estate," in the twenty-seventh line thereof, the following: "and bonds, mortgages and other personal property, used exclusively outside the conduct of the general business;" also, amend said section by striking out the word "structures," in the thirty-third line, and adding in lieu thereof the word "buildings;" also, by striking out the word "and," in the same line, and by inserting after the word "appliances," in said thirty-third line, the following: "and bonds, mortgages and other personal property, used exclusively outside the conduct of the general business "

Adopted.

Amend section 7, in the fourteenth line, by striking out the word "structures" and inserting in lieu thereof the word "buildings;" also, by

striking out the word "and," in the same line, and by inserting after the word "appliances," in the said fourteenth line, the following: "and personal property not used exclusively in the conduct of the business;" also, by adding to said section 7, at the end thereof, the following: "The property so included in said assessment, and the shares of stock in such companies so assessed, shall not be taxed in this state except as provided in this act."

Adopted.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 60, a bill for an act amending section 576 of the code, relative to the duties of township clerk.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 116, bill for an act to amend section 2831 of the code, relating to county uniformity of text-books.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 276, a bill for an act to amend section 3958 of the code, relating to return of executions.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has indefinitely postponed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 149, a bill for an act to repeal section 476 of the code, relating to the crime of desertion after seduction and marriage, and to enact a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 229, a bill for an act to amend section 1311 of the code, to prevent the offsetting of assessment of bank stock or shares therein by the indebtedness of the shareholders.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 292, a bill for an act defining the duties and powers of directors of corporations organized under the laws of this state for pecuniary profit.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 93, a bill for an act to legalize the incorporation and ordinances of the town of Rodman, Palo Alto county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 165, a bill for an act to amend section 1326, chapter 1, title 7 of the code, relating to stock of building and loan associations and making verified statements to the assessors and county auditor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 283, a bill for an act to legalize the acts and ordinances of the town of Norway, Benton county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate amendments to House file No. 22, a bill for an act to amend section 2490 of the code, relating to mines and mining.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 124, a bill for an act requiring mine foremen, pit bosses and hoisting engineers to submit to examination and to hold certificates of competency.

S. M. CART,
Chief Clerk.

The Senate resumed consideration of Senate file No. 29.

The bill was read as amended by sections.

Senator Ball offered the following amendments and moved its adoption:

Amend the bill by striking out all that part of section four (4) commencing with the word "the" in the eleventh line of the printed bill, and ending with the "Iowa" in the twenty-second line, and by striking out the first twelve (12) lines of paragraph 8, and the word "of," in the thirteenth line of the committee amendment as shown in the Journal, and insert the following in lieu thereof: "The executive council shall, for the purpose of ascertaining the actual value of the property within the state of Iowa, next ascertain from such statements or otherwise, the actual value in localities where the same is situated, of the several pieces of real estate and bonds, mortgages and other personal property situated without the state of Iowa and used exclusively outside the general business of such company.

The aggregate actual value of the several classes of property above described shall be by the executive council, deducted from the gross actual value of the property as above ascertained.

The executive council shall ascertain the actual value of the property of such company within the state of Iowa, by taking the proportion of the whole aggregate value of said company, as above ascertained, the remaining after making the deductions above provided for, which the length of the lines within the state of Iowa leaves to the whole length of the lines of such company, taking into consideration the proportional value of the companies' tangible property used in the business without and within the state, and making such deductions or additions on account of the difference in value of such property as may be necessary in order to ascertain the actual cash value of the property of the company within the state, and the amount so ascertained shall be considered and taken to be the entire actual value of the property of such company within the state of Iowa.

Lost.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Ball, Fitchpatrick, Lewis, McArthur, Tallman—5.

The nays were:

Senators Allyn, Arthaud, Bachman, Bishop, Bolter, Cheshire, Crossley, Emmert, Finch, Garst, Griswold, Healy, Hobart, Hubbard, Junkin, Lambert, Lister, McIntire, Mardis, Moffit, Porter, Smith, Titus, Townsend, Wilson—25.

Absent or not voting:

Senators Alexander, Alberson, Blanchard, Brighton, Classen, Craig, Eaton, Gorrell, Harriman, Hayward, Hazelton, Hopkins, Lyons, Mullan, Nolan, Penrose, Perrin, Trewin, Wallace, Young—20.

So the amendment was lost.

Senator Blanchard offered the following amendments and moved their adoption:

I move to amend the bill by striking out all after the enacting clause, and insert in lieu thereof the following:

Section 1. That section one thousand, three hundred and thirty (1330) of the code be, and the same is hereby amended by striking out all of said section after the word "ascertained," in the thirteenth line thereof, and inserting in lieu thereof the following: "said assessment shall include all property of every kind and character whatsoever, real, personal or mixed, used by said companies in the transaction of telegraph and telephone business; and the property so included in said assessment shall not be taxed in any other manner than as provided in this act.

Sec. 2. The executive council shall ascertain the value per mile of the property of each of said companies within this state by dividing the total value, as above ascertained, by the number of miles of line of such company within the state, and the result shall be deemed and held to be the actual value per mile of line of the property of such company within this state. The taxable value shall be determined by taking the percentage of the actual value so ascertained, as provided by section one thousand, three hundred and five (1305) of the code, and the ratio between the actual value, and the assessed or taxable value of the property of each of said companies, shall be the same as in the case of property of private individuals. At such meeting in July any company interested shall have the right to appear by its officers or agents before the executive council and be heard on the question of the valuation of its property for taxation.

Sec. 3. The executive council shall for the purpose of determining what amount shall be assessed to any one of said companies in each county of

the state into which the line of the said company extends, multiply the assessed or taxable value per mile of line of said company, as above ascertained, by the number of miles in each of said counties, and the result thereof shall be by said council certified to the auditor of state, who shall thereupon certify the same to the auditors respectively of the several counties into which, or over which the lines of said companies extend, together with a statement of the length of such lines in each township and assessment district in each county.

Sec. 4. At the first meeting of the board of supervisors held after such statement is received by the county auditor it shall cause such statement to be entered in its minute book, and make and enter therein an order stating the length of the lines and the assessed value of the property of each of said companies situate in each city, town, township or lesser taxing district in its county, as fixed by the executive council, which shall constitute the taxable value of said property for taxing purposes, and the taxes on said property when collected by the county treasurer shall be disposed of as other taxes on real estate. The county auditor shall transmit a copy of said order to the council or trustees of each city, town or township in which the lines of said company extend.

Sec. 5. All telegraph and telephone property shall be taxable upon said assessment at the same rates, by the same officers, and for the same purposes as the property of individuals within such counties, cities, towns, townships or lesser taxing districts, and the county treasurer shall collect such taxes at the same time and in the same manner as other taxes, and the same penalties for nonpayment shall be due and collectible as for the nonpayment of individual taxes.

Sec. 6. Lands, lots and other real estate and personal property belonging to any telegraph company or telephone company not used exclusively in its telegraph or telephone business shall be subject to assessment and taxation on the same basis as other property of individuals in the several counties where situated.

Sec. 7. The word "company" as used in this act shall be deemed and construed to mean and include any person, co-partnership, association, corporation or syndicate that shall own or operate, or be engaged in operating, any telegraph or telephone line whether formed or organized under the laws of this state or elsewhere.

Sec. 8. The owner of the capital stock in any telegraph or telephone company operating any line or lines in this state shall not be assessed for taxation upon said capital stock.

Sec. 9. Section one thousand, three hundred and thirty-one (1331) of the code, and all laws and parts of laws in conflict herewith are hereby repealed.

Sec. 10. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Senator Penrose moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, March 21, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. D. McPherson of Des Moines, Iowa.

PETITIONS AND MEMORIALS.

Senator Ball presented petition of Joe Smith and other members of the board of supervisors of Johnson county, Iowa, in favor of House file No. 145, an act to repeal section 1385 of the code and enact a substitute therefor.

Referred to committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator Bachman, Senate file No. 343, a bill for an act to legalize the organization of the independent school district of Rodman, in the county of Palo Alto and state of Iowa, and the election of the officers thereof.

Read first and second time and referred to committee on Judiciary.

By Senator Smith, Senate file No. 344, a bill for an act to amend section 602 of the code, relating to the election of officers in newly incorporated towns, and providing for the election of assessors therein.

Read first and second time and referred to committee on Cities and Towns.

By Senator Trewin, Senate file No. 345, a bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa, the change of the name of said town to Arlington, the election of its officers, and official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa.

Read first and second time and referred to committee on Judiciary.

Senator Perrin moved that Joint resolution No. 6 be made a special order to follow special order No. 8.

Lost.

HOUSE MESSAGES CONSIDERED.

House file No. 22, a bill for an act to amend section 2490 of the code, relating to mines and mining.

Passed on file.

House file No. 124, a bill for an act requiring mine foreman, pit bosses and hoisting engineers to submit to examination and to hold certificates of competency.

Passed on file.

House file No. 165, a bill for act to amend section 1326, chapter 1, title 7 of the code, relating to stock of building and loan associations, and making verified statements to the assessor and county auditor.

Read first and second time and referred to committee on Building and Loan.

House file No. 283, a bill for an act to legalize the acts and ordinances of the town of Norway, Benton county, Iowa.

Read first and second time and referred to committee on Judiciary.

Senate file No. 60, a bill for an act amending section 576 of the code, relative to the duties of township clerks.

Passed on file.

Senate file No. 116, a bill for an act to amend section 2831 of the code, relating to county uniformity of text-books.

Passed on file.

Senate file No. 276, a bill for an act to amend section 3958 of the code, relating to return of executions.

Passed on file.

Substitute for Senate file No. 149, a bill for an act to repeal section 4764 of the code, relating to the crime of desertion after seduction and marriage, and to enact a substitute therefor.

Passed on file.

House file No. 229, a bill for an act to amend section 1311 of the code, to prevent the offsetting of assessment of bank stock or shares therein by the indebtedness of shareholders.

Read first and second time and referred to committee on Judiciary.

House file No. 292, a bill for an act defining the duties and powers of directors of corporations organized under the laws of the state for pecuniary profit.

Read first and second time and referred to committee on Corporations.

Substitute for House file No. 93, a bill for an act to legalize the incorporation and ordinances of the town of Redman, Palo Alto, county, Iowa.

REPORT OF COMMITTEE.

Senator Junkin, from the committee on Retrenchment and Reform, submitted the following report:

MR. PRESIDENT—Your committee on Retrenchment and Reform, to whom was referred Senate file No. 341, a bill for an act to amend sections 2506, 2507 and 2510 of the code, relating to the inspection of petroleum products, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

On motion of Senator Lewis the Senate took up Senate file No. 60.

Senator Lewis moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bishop, Bolter, Brighton, Finch, Harri-
man, Hobart, Hubbard, McArthur, McIntire, Mullan, Nolan,
Titus—13.

So the bill, having received a constitutional majority was
declared to have passed the Senate and its title agreed to.

BILLS ON THIRD READING.

The Senate resumed consideration of Senate file No. 29,
which was pending yesterday and made a special order for
this time.

Senator Cheshire offered the following amendment to the
amendments offered by Senator Blanchard yesterday.

I move to amend the amendment by adding as section 1 thereof the fol-
lowing:

Section 1. That section thirteen hundred and twenty-eight (1328) of the
code be, and the same is hereby amended by striking out of the first and
second lines thereof the words, "telegraph and."

Senator Penrose moved that the Senate proceed to the cor-
rection of the Journals of Monday and Tuesday, and when so
corrected that the Senate adjourn until 2 o'clock this afternoon.

Carried.

Senator Trewin offered the following report, which was
ordered printed in the Journal:

To the Members of the General Assembly of the State of Iowa:

By concurrent resolution the members of the Twenty-seventh General
Assembly directed the superintendent of public instruction to investigate
the practicability and desirability of establishing free school libraries in
the various school districts of the state, and to incorporate in his report the
result of such investigation, and to recommend to the Twenty-eighth Gen-
eral Assembly the best methods of establishing and maintaining such
libraries or of placing the best literature in the hands of school children
and others.

I have the honor to inform you that in accordance with said resolution
the question was carefully investigated and the results of such investigation
and recommendations have been included in the biennial report as directed.
Owing to the fact that the report is still in the hands of the State printer,
I am unable to supply you with a copy of the same, but it gives me pleasure
to say that a bill embodying my conclusions has already passed the Senate
and been recommended for passage by the proper committee in the House.

RICHARD C. BARRETT,
Supintendent Public Instruction.

March 20, 1900.

Senator Trewin filed the following amendments to substitute for Senate file No. 115, which was ordered printed in the Journal:

I move to amend section 2 of substitute by striking out the words "or out of the improvement fund provided for in subdivision two (2) of section eight hundred and ninety-four (894), or subdivision two (2) of section ten hundred and five (1005), of the code, and acts amendatory thereof, as the case may be," and inserting in lieu thereof the following:

Or for sewers out of the sewer fund provided for in section eight hundred and thirty-one (831), or subdivision three (3) of section eight hundred and ninety-four (894), or section nine hundred and seventy-eight (978), or subdivision three (3) of section ten hundred and five (1005), or for other improvements out of the improvement fund provided for in section eight hundred and thirty (830), or subdivision two (2) of section eight hundred and ninety-four (894), or section nine hundred and seventy-seven (977), or subdivision two (2) of section ten hundred and five (1005) of the code, and acts amendatory thereof as the case may be.

Senator Lewis filed the following amendment, which was ordered printed in the Journal.

Amend Senate file No. 311 by adding to the end of section 11, after changing the period to a comma, the following: "and all rights and remedies resulting from said chapter 48 are abrogated and taken away, and all payments and recoveries under or by virtue thereof shall be paid back to the parties making or suffering them, and such parties restored to the status and rights which they would have held if said chapter 48 had not been enacted."

The Journal of Monday was taken up, corrected and approved.

The Journal of Tuesday was taken up, corrected and approved.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., President Milliman presiding.

INTRODUCTION OF BILLS.

By Senator Trewin, Senate file No. 346, a bill for an act to authorize the executive council to reassess and re-levy taxes heretofore or hereafter held to be invalid.

Read first and second time and referred to committee on Judiciary.

The Senate resumed consideration of Senate file No. 29, which was pending this morning.

Senator Cheshire withdrew the amendment which was pending at the time of adjournment.

President *pro tem* Harriman was called to the chair at 2:45 o'clock P. M.

Senator Moffit called up the concurrent resolution relative to final adjournment offered by him March 9.

Senator Moffit withdrew the amendment offered by him.

Senator Hayward moved that further consideration of the resolution be deferred until next Tuesday.

Carried.

The Senate resumed consideration of Senate file No. 29.

Senator Emmert moved that future speeches on Senate file No. 29 be limited to ten minutes.

The chair ruled the motion of Senator Emmert out of order for the reason that the Senate had already adopted a rule limiting speeches to ten minutes.

Senator Junkin moved that the Senate do now adjourn.

Senator Titus moved to amend that when the Senate adjourn it be to meet at 8 o'clock this evening.

A roll call was demanded.

The yeas were:

Senators Alberson, Arthaud, Classen, Hayward, Moffit, Tallman, Titus, Wallace, Wilson, Young—10.

The nays were:

Senators Alexander, Allyn, Bachman, Ball, Blanchard, Bolter, Brighton, Cheshire, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Hazelton, Healy, Hobart, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Penrose, Perrin, Porter, Smith, Townsend, Trewin—35.

Absent or not voting:

Senators Bishop, Garst, Harriman, Hopkins, Nolan—5.

So the amendment was lost.

The committee on Building and Loan filed the following amendment to Senate file No. 311:

All expenditures and expenses for management and conducting the affairs of said associations, not including membership fees and charges for closing loans, shall be paid from the receipts of interest, premiums and other sources of profit. Said associations may thus use for expenses in any one year a sum not in excess of the following percentages on their assets, as shown by the last annual report, to wit:

Associations with assets not in excess of \$100,000, three per centum per annum; associations with assets in excess of \$100,000, but less than \$300,000, two and one-half per cent.; associations in excess of \$300,000, and less than \$500,000, two and a quarter per cent., and associations with assets in excess of \$500,000, two per cent., but in no event shall the expenses of any association exceed \$12,000 in any one year.

No officer, employe or agent of any association shall receive directly or indirectly any salary or other compensation, except for services actually rendered, and any compensation hereafter paid in violation of this section may be recovered by any shareholder or borrower within three years from the receipt of such illegal compensation from the person accepting the same or from any officer knowingly consenting to the allowance thereof, in a suit which may be brought in the name of the association, or in the name of such shareholder or borrower.

The question was on the motion of Senator Junkin that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Thursday, March 22, 1900. }

Senate met in regular session at 9 A. M., President Milliman presiding.

Prayer was offered by Rev. J. C. Hall of New Virginia, Iowa.

PETITIONS AND MEMORIALS.

Senator Junkin presented petition of druggists of Red Oak, Iowa, in favor of the bill legalizing the permits now in force.

Referred to committee on Pharmacy.

Senator Titus presented petition of citizens of Muscatine, Iowa, against Senate file No. 29 and in favor of Senate file No. 265.

Referred to committee on Ways and Means.

Senator Titus presented petition of manufacturers of pearl buttons, praying for the passage of Senate file No. 7, relative to the manufacture of pearl buttons in state penitentiaries.

Referred to committee on Penitentiaries and Pardons.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 92, a bill for an act to legalize a special election held in the county of Polk and state of Iowa, on the 25th day of January, 1899, and the proposition submitted at said election for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed \$100,000 upon which to build a courthouse, etc.

Also, Senate file No. 116, a bill for an act to amend section 2831 of the code, relating to county uniformity of text-books.

Also, Senate file No. 276, a bill for an act to amend section 3958 of the code, relating to return of executions.

Also, Senate file No. 60, a bill for an act amending section 576 of the code, relative to the duties of township clerk.

Also, Senate file No. 194, a bill for an act to amend sections 2512, 2513 and 2514 of the code, in relation to the inspection of passenger boats.

F. L. ARTHAUD,
Chairman

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Bachman, from the committee on Public Health, submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was recommitted Senate file No. 117, a bill for an act to repeal section 4946 of the code, in relation to distribution of bodies to medical colleges and schools for medical and scientific studies, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the accompanying substitute, and with the recommendation that the substitute do pass.

E. W. BACHMAN,
Chairman

The following substitute was read first and second time and ordered placed on Calendar.

SUBSTITUTE FOR SENATE FILE NO. 117—BY YOUNG.

A bill for an act to repeal section forty-nine hundred and forty-six (4946) of the code, relating to bodies for medical purposes and enacting a substitute therefor.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section forty-nine hundred and forty-six (4946) of the code be, and the same is hereby repealed, and the following enacted as a substitute therefor.

Sec. 2. Every coroner, undertaker, superintendent or managing officer of any public asylum, hospital, poorhouse, or penitentiary in this state, shall deliver the bodies of uninterred deceased persons in his charge, suitable for scientific purposes, with the consent of the friends or relatives, if known, and without such consent if not known, to medical colleges or schools within the state, for the purpose of scientific medical study, unless the deceased person expressed a desire during his last illness that his body should be buried or cremated; such bodies shall be equitably distributed among the medical colleges and schools in the state under such rules and regulations as may be adopted by the state board of health, and the number so distributed shall be in proportion to the number of students matriculated at each medical college or school. The expense of such distribution shall be paid by the medical college or school receiving the bodies. If there shall be more bodies than are required by the medical colleges or

schools of the state, the same may be delivered to physicians in the state under such rules and regulations as are adopted by the state board of health.

Sec. 3. It shall be the duty of every such coroner, undertaker, superintendent or managing officer of a public asylum, hospital, poorhouse or penitentiary, as soon as any such body shall come into his custody, or as soon as any person shall die, whose body, under the provisions hereof, should be delivered to a medical college or school, to at once notify the secretary of the state board of health by telegram of the fact, and to hold such body unburied for forty-eight hours thereafter, and to deliver the body to such medical college or school as the secretary of the state board of health may direct. If, however, such body is subsequently claimed by any relative or friend, it shall be at once, by the person or persons having the same in charge, or by the medical college or school to which it has been delivered, surrendered to such relative or friend for burial.

Sec. 4. Any coroner, undertaker, superintendent or managing officer of any public asylum, hospital, poorhouse or penitentiary within this state into whose hands the body of a deceased person shall come, which should be delivered to a medical college or school under the provisions hereof, who shall wilfully neglect or refuse to notify the secretary of the state board of health of the existence of such body, or refuse to deliver the same to a medical college or school upon the direction of the secretary of the state board of health, as herein provided, shall be guilty of a misdemeanor, and upon conviction thereof be fined any sum not exceeding \$50; and any person who shall receive or deliver any body or remains knowing that any of the provisions of this act have been violated, shall be imprisoned in the penitentiary not more than two years, or fined not exceeding \$2,500, or both.

Sec. 5. Every medical college or school, or person receiving the body of any deceased person under the provisions hereof, shall hold the same for the period of sixty days, subject to the claim of relatives or friends.

Ordered passed on file.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred House file No. 100, a bill for an act to repeal clause 7 of section 1304 of the code of Iowa, relating to the exemption from taxation of the homestead of the widow of any Union soldier or sailor, or of any living soldier or sailor, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. JUNKIN,
Chairman.

Adopted.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 283, a bill for an act to legalize the acts and ordinances of the town of Norway, Benton county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 324, a bill for an act to prescribe a method of keeping accounts between county treasurers and their respective counties, and to provide a uniform method of making settlements with county treasurers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 343, a bill for an act to legalize the organization of the independent school district of Rodman, in the county of Palo Alto and the state of Iowa, and the election of the officers thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 99, a bill for an act providing for the appointment of public examiners, defining the duties and fixing the compensation thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred substitute for House file No. 93, a bill for an act to legalize the incorporation of and ordinances of the town of Rodman, Palo, Alto, county, Iowa, beg leave

to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 345, a bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa; to change the name of said town to Arlington; election of its officers, and official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Adopted.

By unanimous consent, on motion of Senator Trewin, Senate file No. 345 was taken up and considered.

The bill was read for information.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hopkins, Hubbard, Junkin, Lambert, Lewis, McArthur, McIntire, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wilson, Young—38.

The nays were:

None.

Absent or not voting:

Senators Alberson, Brighton, Eaton, Garst, Healy, Hobart, Lister, Lyons, Mullan, Nolan, Titus, Wallace—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following resolution in which the concurrence of the Senate is asked:

Resolution relative to the establishment of tariff duties between the United States and any territory acquired as a result of the Spanish-American war.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution relative to commemorating centennial anniversary of the acquisition of the Louisiana purchase by holding an exposition of arts, sciences and industries in St. Louis during the year 1903.

S. M. CART,
Chief Clerk.

SPECIAL ORDER.

The hour having arrived, the Senate took up Senate file No. 29, which was pending yesterday.

Senator Lewis moved that when the Senate adjourn it be to meet at 2 o'clock P. M.

Carried.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., President Milliman presiding.

The Journal of yesterday was taken up, corrected and approved.

Leave of absence was granted Senator Gorrell.

INTRODUCTION OF BILLS.

By Senator Garst, Senate file No. 347, a bill for an act to amend section 166 of the code.

Read first and second time and placed upon the Calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 22, a bill for an act to amend section two thousand, four hundred and ninety (2490) of the code, relating to mines and mining.

Also, House file No. 124, a bill for an act requiring mine foremen, pit bosses and hoisting engineers to submit to examination and to hold certificates of competency, and providing for punishment of persons violating the provisions of this act.

Also, Senate file No. 92, a bill for an act to legalize a special election held in the county of Polk and state of Iowa, on the 25th day of January, 1899, and the proposition submitted at said election for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed \$100,000 upon which to build a courthouse, etc.

Also, Senate file No. 116, a bill for an act to amend section 2831 of the code, relating to county uniformity of text-books.

Also, Senate file No. 276, a bill for an act to amend section 3958 of the code, relating to return of executions.

Also, Senate file No. 60, a bill for an act amending section 576 of the code, relative to the duties of township clerk.

Also, Senate file No. 194, a bill for an act to amend sections 2512, 2513, and 2514 of the code, in relation to the inspection of passenger boats.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 375, a bill for an act to legalize and validate certain county elections on the question of erecting a courthouse, borrowing money

and issuing bonds therefor, and levying taxes to pay said bonds, and authorizing counties to issue bonds voted for at such elections and to levy sufficient taxes to pay the same.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked.

Substitute for House file No. 234, a bill for an act to legalize sales and manufacture of spirituous, malt and vinous liquors under statements of consent filed prior to October 1, 1897.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 300, a bill for an act to amend section 422 of the code, relative to powers of board of supervisors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 189, a bill for an act to amend section fifteen hundred and seventy-one (1571) of the code, relative to the operation of steam threshing engines on the public highway.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 345, a bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa, the change of the name of said town to Arlington, the election of its officers, and official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 95, a bill for an act providing for the placing of an Iowa flag at the tomb of Gen. U. S. Grant.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woobury county, Iowa.

S. M. CART,
Chief Clerk.

The President announced that he had signed in the presence of the Senate, House files Nos. 187, 94, 124 and 22, and Senate files Nos. 92, 116; 194, 60 and 276.

The Senate resumed consideration of Senate file No. 29, which was pending at adjournment.

Senator Titus moved the previous question on the amendment under consideration.

Carried.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Alberson, Allyn, Ball, Blanchard, Brighton, Classen, Craig, Eaton, Fitchpatrick, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lewis, Lyons, McArthur, Mardis, Mullan, Penrose, Perrin, Titus, Trewin, Wallace—26.

The nays were:

Senators Arthaud, Bachman, Bishop, Bolter, Cheshire, Crossley, Emmert, Finch, Garst, Griswold, Healy, Junkin, Lister, McIntire, Moffit, Nolan, Porter, Smith, Tallman, Townsend, Wilson, Young—22.

Absent or not voting:

Senators Gorrell, Lambert—2.

So the amendment was adopted.

Senator Lambert announced that he was paired with Senator Gorrell, and that if he had voted, he would have voted "no."

The bill was read as amended.

Senator Blanchard moved that the rule be suspended, and that the bill be considered engrossed, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—48.

The nays were:

Senator Arthaud—1.

Absent or not voting:

Senator Gorrell—1.

Senator Blanchard moved that the title to the bill be amended to read as follows:

A bill for an act to provide for the taxation of the property of telegraph and telephone companies, to amend section 1330 of the code, and to repeal section 1331 of the code.

Carried.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title, as amended, agreed to.

Senator Garst moved that the Senate do now adjourn.

Senator Emmert moved to amend that when the Senate adjourn it be to meet at 8 o'clock this evening.

On the amendment a roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Classen, Crossley, Emmert, Fitchpatrick, Hayward, Hobart,

Lambert, Moffit, Tallman, Titus, Trewin, Wallace, Wilson, Young—19.

The nays were:

Senators Alexander, Blanchard, Bolter, Brighton, Cheshire, Craig, Eaton, Finch, Garst, Griswold, Harriman, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Penrose, Perrin, Porter, Smith, Townsend—28.

Absent or not voting:

Senators Ball, Gorrell, Nolan—3.

So the amendment was lost.

The original motion prevailed.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, March 23, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rt. Rev. Theodore N. Morrison, D. D., Bishop of Iowa, of Davenport, Iowa.

PETITIONS AND MEMORIALS.

Senator Mullan presented petition of twenty-three women and twenty-three voters of Black Hawk county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage

Senator Mullan presented petition of citizens of Black Hawk county, Iowa, against legalizing the present mulct saloon petitions.

Referred to committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Smith, Senate file No. 348, a bill for an act creating the capitol improvement commission, defining its duties and making appropriations therefor.

Read first and second times and referred to committee on Appropriations.

HOUSE MESSAGES CONSIDERED.

House file No. 375, a bill for an act to legalize and validate certain county elections on the question of erecting a courthouse, borrowing money and issuing bonds therefor, and levying taxes to pay said bonds and authorizing counties to issue bonds voted for at such elections and to levy sufficient taxes to pay the same.

Read first and second time.

By unanimous consent, on motion of Senator Harriman, the Senate took up House file No. 375, and considered it at this time.

The bill was read for information.

Senator Harriman moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—42.

The nays were:

None.

Absent or not voting:□

Senators Blanchard, Bolter, Brighton, Gorrell, Hobart, Junkin, Lewis, Nolan—8.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Substitute for House file No. 234, a bill for an act to legalize sales and manufacture of spiritous malt and vinous liquors under statement of consent filed prior to October 1, 1897.

Read first and second time and referred to committee on Judiciary.

House file No. 300, a bill for an act to amend section 422 of the code, relative to powers of boards of supervisors.

Read first and second time and referred to committee on Judiciary.

House file No. 189, a bill for an act to amend section 1571 of the code, relative to the operation of steam threshing engines on the public highways.

Read first and second time and referred to committee on Highways.

Senate file No. 345, a bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa; the change of the name of said town to Arlington; the election of its officers, and official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa.

Passed on file.

House file No. 95, a bill for an act providing for the placing of an Iowa flag at the tomb of Gen. U. S. Grant.

Read first and second time and placed on the Calendar.

Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa.

Passed on file.

Resolution relative to the establishment of tariff duties between the United States and any territory acquired as a result of the Spanish-American war.

Read first and second time and referred to committee on Federal Relations.

Concurrent resolution relative to commemorating centennial anniversary of the acquisition of the Louisiana purchase, by holding an exposition of arts, sciences and industries in St. Louis during the year 1903.

Read first and second time and referred to committee on Appropriations.

REPORTS OF COMMITTEES.

Senator Alexander, from the committee on Banks, submitted the following report:

MR. PRESIDENT—Your committee on Banks, to whom was referred Senate file No. 42, a bill for an act to repeal sections 3050, 3051 and 3052 of the code, relating to days of grace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. S. ALEXANDER,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Banks, to whom was referred House file No. 260, a bill for an act to amend section 1889 of the code, relating to giving of a full and correct list of the names and residences of the officers and shareholders of any bank, and the number of shares held by each, and the receiving of time deposits by loan and trust companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Amend the title by striking out all of line two (2) after the word "to," all of line three (3) and all of line four (4), except the last two (2) words.

Also, amend section one (1) by striking out of line two (2), the words, "adding thereto" and inserting in lieu thereof the word "inserting."

J. S. ALEXANDER,
Chairman.

Ordered passed on file.

Senator Craig, from the committee on Insurance, submitted the following report:

MR. PRESIDENT—Your committee on Insurance, to whom was referred House file No. 175, a bill for an act to amend section 1709 of the code, relating to insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out the words "such company shall confine its line of business to that herein named, and shall confine its business to banks, bankers' loan companies, trust companies and county treasurers, and shall not issue," in the eighth, ninth, tenth and eleventh lines of section 1, and inserting in lieu thereof the words "a mutual company organized under this subdivision shall not issue;" also, amend by striking out of the eleventh line of section 1, the words "or policies," and when so amended, the bill do pass.

G. M. CRAIG,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Insurance, to whom was referred House file No. 243, a bill for an act to amend section 1710 of the code, relating to limitation of insurance risks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

G. M. CRAIG,
Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 246, a bill for an act to amend section 1709 of the code, relating to insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking out all of section 1 after the word "disease," in the third line of the said section, and when so amended the bill do pass.

G. M. CRAIG,
Chairman.

Ordered passed on file.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was referred Senate file No. 322, a bill for an act to amend chapter forty-three (43) of the acts of the Twenty-seventh General Assembly, in relation to state aid to district and county societies, and to amend section sixteen hundred and fifty-eight (1658) and sixteen hundred and fifty-nine (1659) of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the bill do pass:

Strike out section one (1) and insert the following in lieu thereof: "Section 1. That chapter forty-three (43) of the acts of the Twenty-seventh General Assembly be amended by adding to said chapter the following: 'When any society fails to report, according to law, on or before the first day of November, that society shall not receive a warrant from the state auditor for that year, but the secretary of the state board of agriculture shall notify the county auditor of the county in which the society is located of such failure, and the board of supervisors may appoint a delegate to the annual meeting or state agricultural convention, said delegate to be a resident of said county.' "

W. F. HARRIMAN,
Chairman.

Ordered passed on file.

AMENDMENT TO SUBSTITUTE FOR SENATE FILE NO. 115—BY TREWIN.

Amend section one (1) of substitute for Senate file No. 115, by striking out the period at the end of said section, inserting a comma and adding the following:

And the last preceding tax list shall be taken as *prima facie* evidence of such value.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate amendments to House file No. 262,

a bill for an act to define powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 52, a bill for an act to amend section 1570 of the code, relating to trimming of hedges.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 290, a bill for an act to amend section one hundred and eleven (111) of the code, relating to banks as depositories.

S. M. CART,
Chief Clerk.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked :

House file No. 219, a bill for an act to amend section 1, of chapter 67, of the laws of the Twenty-seventh General Assembly, in relation to the state board of health.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 285, a bill for an act to amend section 2942 of the code, relating to notaries public doing business in adjoining counties.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 279, a bill for an act to amend section 2508 of the code.

S. M. CART,
Chief Clerk.

On motion of Senator Healy, Senate file No. 311, a bill for an act to amend chapter 13, title 9 of the code, and to repeal chapter 48 of the acts of the Twenty-seventh General Assembly, relating to building and loan associations, was taken up and considered.

The bill was read by sections for amendments.

Senator Healy moved the adoption of the following committee amendments:

That section 1 be amended by adding at the end thereof the following: Any association having heretofore issued stocks forbidden by this section must retire the same on or before January 1, 1901, and the same may be retired either by paying the amount due thereon in cash, or by the issuing of stock permitted to be issued by the provisions of this section.

Adopted.

Substitute for section 2: "All expenditures and expenses for management and conducting the affairs of said associations, not including membership fees and charges for closing loans, shall be paid from the receipts of interest, premiums and other sources of profit. Said associations may thus use for expenses in any one year a sum not in excess of the following percentages on their assets, as shown by the last annual report, to wit:

Associations with assets not in excess of \$100,000, three per centum per annum; associations with assets in excess of \$100,000, but less than \$300,000, two and one-half per cent.; associations in excess of \$300,000, and less than \$500,000, two and a quarter per cent., and associations with assets in excess of \$500,000, two per cent., but in no event shall the expenses of any association exceed \$12,000 in any one year.

No officer, employe or agent of any association shall receive directly or indirectly any salary or other compensation, except for services actually rendered, and any compensation hereafter paid in violation of this section may be recovered by any shareholder or borrower within three years from the receipt of such illegal compensation from the person accepting the same or from any officer knowingly consenting to the allowance thereof, in a suit which may be brought in the name of the association, or in the name of such shareholder or borrower.

Adopted.

Senator McIntire offered the following amendment to section 3:

Amend section 3, by striking out all of said section to and including the word "default" in the tenth line of said section and inserting in lieu thereof the following: "Any stockholder in arrears in payments may be fined in a sum not in excess of three (3) cents per share of one hundred dollars (\$100) each for the first month's delinquency and five (5) cents per share of one hundred dollars (\$100) each, for each succeeding month's delinquency," but said penalty shall only be due and payable from the profits belonging to said delinquent.

Senator Healy moved the adoption of the following amendment:

I move to amend section 4 by striking out all of section 4 after the word "incorporations" in the seventh line of the bill.

Adopted.

Senator Ball moved to amend by striking out the words "pro rata," in the sixth line of section 5 of the printed bill.

Adopted.

Senator Healy moved the adoption of the following committee amendments:

Amend said section 5 by striking out all of said section 5 after the word "thereon," in the sixteenth line of said section in the bill, and insert in lieu thereof the following words: "together with 8 per cent. interest, then such withdrawal value shall be credited on the mortgages of the date to which such value is computed, in lieu of the credits of payment on stock as aforesaid, and judgment and decree shall be rendered for only the balance found due."

Adopted.

Further amend section 5 by striking out the period after the word "due," in the sixteenth line of said section in the printed bill, and inserting in lieu of said period a comma, and by adding at the end of said section 5 the following:

Provided, however, that on any mortgage executed between October 1, 1897, and the date of the taking effect of this act, the rate of interest may be computed at the rate therein named from the date thereof to the date of the taking effect of this act, but in no case at a greater rate than 12 per centum per annum on the net amount of the loan actually received by and paid to the borrower, and no evasion of this provision shall be had by means of any dues, premiums, membership fees, fines, forfeitures or other charges, any agreement to the contrary, notwithstanding."

In any suit in which the recovery upon the mortgage shall be for a less amount than the amount demanded by the association prior to the institution of the suit no attorney fees shall be taxed, and all cost of suit shall be paid by the association.

Senator Ball moved to amend the amendment as follows:

Strike from the amendment offered the following: "from the date thereof to the date of the taking effect of this act," commencing with the word 'from' in the third line thereof of the proviso."

Adopted.

Senator Hazelton moved to amend the amendment by striking from the amendment the following:

In any suit in which the recovery upon the mortgage shall be for a less amount than the amount demanded by the association prior to the institution of the suit no attorney fees shall be taxed, and all cost of suit shall be paid by the association.

By unanimous consent Senator Hazelton withdrew his amendment.

Senator Healy offered the following amendment which was agreed upon in lieu of the second committee amendment to section 5:

Further amend section 5 by striking out the period after the word "due," in the sixteenth line of said section in the printed bill and inserting in lieu of said period a comma, and by adding at the end of said section 5 the following:

"Provided, however, that on any mortgage executed between October 1, 1897, and the date of the taking effect of this act, the rate of interest may be computed at the rate therein named, but in no case at a greater rate than twelve per centum per annum on the net amount of the loan actually received by and paid to the borrower, and no evasion of this provision shall be had by means of any dues, premiums, membership fees, fines, forfeitures or other charges, any agreement to the contrary, notwithstanding."

In any suit in which the recovery upon the mortgage shall be for a less amount than the amount demanded in the plaintiff's petition, all costs of suit, including attorney's fees, may in the discretion of the court be taxed to the plaintiff."

Adopted.

Senator Hubbard offered the following as a substitute to section 5 as amended, and moved its adoption:

In case of foreclosure of any mortgage given by a shareholder of any such association, the amount of the recovery shall be ascertained as follows: The mortgagor shall be charged with the amount of the mortgage, together with the premium and interest from date of the mortgage at the rate contracted for, but not to exceed twelve (12) per cent. per annum, up to the time when this act takes effect, and with premium and interest not to exceed eight (8) per cent. per annum from the time of the taking effect of this act to the time of entering the decree; and shall be credited on such sum with the amount of premium and interest actually paid, together with the withdrawal value of the shares pledged as security for such loan, to be ascertained in the manner provided in the articles of incorporation and by-laws of the association, as modified by this act, for ascertaining the withdrawal value of unpledged shares. In addition thereto there may be recovered such sums for attorney's fees, abstract fees paid, insurance premium paid and taxes paid as may be provided for in the contract, not exceeding the amount which could be recovered therefor upon any ordinary mortgage. In case of the payment of any mortgage before the maturity thereof, the amount necessary to pay the same shall be ascertained in the foregoing manner.

Senator Ball offered the following as an amendment to the substitute offered by Senator Hubbard:

Strike out the following, commencing with the word "up," in the fifth line and ending with the word "decree" in the eighth line, and insert in lieu thereof the following: "on contracts made prior to the taking effect of this act and not to exceed 8 per cent. on contracts made after the taking effect of this act."

HOUSE MESSAGES CONSIDERED.

House file No. 252, a bill for an act to define powers of the board of control in relation to the pension money of the members of the Iowa Soldiers' home.

Passed on file.

Senate file No. 52, a bill for an act to amend section 1570 of the code, relating to the trimming of hedges.

Passed on file.

House file No. 290, a bill for an act to amend section 111 of the code, relating to banks and depositories.

Read first and second time and referred to committee on Banks and Banking.

House file No. 219, a bill for an act to amend section one (1) of chapter 67 of the laws of the Twenty-seventh General Assembly in relation to the state board of health.

Read first and second time and referred to committee on Public Health.

House file No. 285, a bill for an act to amend section 2942 of the code, relating to notaries public doing business in adjoining counties.

Read first and second time and referred to committee on Judiciary.

House file No. 279, a bill for an act to amend section 2508 of the code.

Read first and second time and referred to committee on Public Health.

Senator Harriman moved that when the Senate adjourn it be to meet at 2 o'clock this afternoon.

Carried.

The Journal of yesterday was taken up, corrected and approved.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., President Milliman presiding.

The following communication was received from the governor and read:

DES MOINES, March 23, 1900.

To the Senate:

I have the honor to inform the Senate that I have approved, signed and caused to be deposited with the secretary of state the following bills originating in your honorable body:

March 15. Substitute for Senate file No. 30, an act to amend section eleven hundred and seventy-three (1173) of the code, relating to the election of presidential electors.

Senate file No. 58, an act appropriating money to the State Historical society.

Senate file No. 173, an act to amend section seven hundred and four (704) of the code, relating to the general powers of cities and towns.

March 20. Senate file No. 32, an act to create a library commission and to promote the establishment and efficiency of free public libraries and public school libraries in the state of Iowa, and to appropriate money therefor.

March 21. Senate file No. 148, an act to amend section thirteen hundred and forty (1340) of the code, relating to the assessment of taxes.

Senate file No. 165, an act to create a department of agriculture, and to repeal sections sixteen hundred and fifty-three (1653), sixteen hundred and fifty-four (1654), sixteen hundred and fifty-five (1655), sixteen hundred and fifty-six (1656), sixteen hundred and fifty-seven (1657), sixteen hundred and seventy-four (1674), sixteen hundred and eighty-two (1682), sixteen hundred and eighty-three (1683) of the code, and chapter forty-two (42) of the acts of the Twenty-seventh General Assembly, and amend sections sixteen hundred and seventy-nine (1679) and sixteen hundred and eighty-one (1681) of the code, and making an appropriation therefor.

LESLIE M. SHAW.

Passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the Senate is asked:

Joint resolution authorizing and recommending the pardon or parole of Cornelius Moelchen.

S. M. CART,
Chief Clerk.

The hour having arrived, the Senate took up Senate file No. 311, which was under consideration this morning.

Senator Griswold was called to the chair at 3:10 P. M.

President Milliman resumed the chair at 3:20 P. M.

Senator Ball moved the adoption of the amendment to the substitute offered by Senator Hubbard.

By unanimous consent, Senator Ball withdrew the amendment to the substitute which was pending.

By unanimous consent, Senator Hubbard withdrew the substitute to section 5 offered by him.

Senator Trewin offered the following amendment to section 5 and moved its adoption :

Amend section 5 by adding to amendments heretofore adopted the following :

Provided, further, that in case of foreclosure, judgment and decree shall be entered for as much as would be due the association under the provisions of this act if suit had not been brought.

Adopted.

Senator Healy moved the adoption of the following committee amendments:

That section 6 be amended by inserting in the second line of said section of the printed bill after the word "associations," the following words: "represented in person or by proxy."

Adopted.

Amend section 9 by striking out from the fifteenth and sixteenth lines of said section of the printed bill the words "ninety days after the taking effect of this act," and inserting in lieu thereof "prior to July 15, 1900."

Adopted.

Senator Lewis offered the following amendment and moved its adoption.

Amend Senate file No. 311 by adding to the end of section 11, after changing the period to a comma, the following: "and all rights and remedies resulting from said chapter 48 are abrogated and taken away, and all payments and recoveries under or by virtue thereof shall be paid back to the parties making or suffering them, and such parties restored to the status and rights which they would have held if said chapter 48 had not been enacted.

Senator Junkin moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Saturday, March 24, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. W. M. Stiles of Des Moines, Iowa.

Leave of absence was granted Senator Harriman.

INTRODUCTION OF BILLS.

By Senator Craig, by request, Senate file No. 349, a bill for an act repealing section 9, chapter 160 of the acts of the Ninth General Assembly, and providing for the payment by the treasurer of state of swamp land indemnity money direct to county authorities.

Read first and second time and referred to committee on Judiciary.

By Senator Griswold, Senate file No. 350, a bill for an act to amend section 2247 of the code, relating to the levying of a tax for the support of the poor.

Read first and second time and referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 234, a bill for an act to legalize sales and manufacture of spirituous, malt and vinous liquors, under statements of consent filed prior to October 1, 1897, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 344, a bill for an act to amend section six hundred and two (602) of the code, relating to the election of officers in newly incorporated towns and providing for the election of assessor therein, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. H. TREWIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 76, a bill for an act to amend section 468, in chapter 2, title 4 of the code, requiring boards of supervisors to award contracts for supplies to the lowest bidders, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Senator Brighton moved that special orders, except special order Senate file No. 311 now under consideration, go over until Tuesday, and that they retain their places on the Calendar.

Carried.

BILLS ON THIRD READING.

The hour having arrived, Senate file No. 311, a special order for this time and pending yesterday, was taken up.

The question was on the amendment to section 11, offered by Senator Lewis and printed in the Journal yesterday.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Bachman, Bishop, Crossley, Finch, Lambert, Lewis, McArthur, Trewin—8.

The nays were:

Senators Alexander, Alberson, Allyn, Ball, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Eaton, Emmert,

Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Hopkins, Junkin, Lister, McIntire, Mardis, Mullan, Penrose, Perrin, Wallace, Wilson, Young—28.

Absent or not voting:

Senators Arthaud, Gorrell, Harriman, Healy, Hobart, Hubbard, Lyons, Moffit, Nolan, Porter, Smith, Tallman, Titus, Townsend—14.

So the amendment was lost.

Senator Hazelton offered the following amendment and moved its adoption:

I move to strike out of section 11 the words "chapter 48 of the acts of the Twenty-seventh General Assembly and;" also, begin the word "all" with a capital.

MESSAGES FROM THE HOUSE.

The following messages were received from the House :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked :

Senate file No. 281, a bill for an act to amend paragraph 8 of section eighty-nine of the code, relating to the drawing of warrants by the auditor of state.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the positions of Iowa troops in the siege of Vicksburg.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 299, a bill for an act to amend section 1869, chapter 12, title 9 of the code, relating to directors of state and savings banks.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate file No. 24, a bill for an act to levy a tax to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts and changes of venue therefrom.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate file No. 228, a bill for an act to amend section 3276 of the code, in reference to the revocation and cancellation of wills.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has adopted conference committee report and receded from its amendments to Senate file No. 13.

A bill for an act to amend section five thousand, two hundred and fifty eight (5258) of the code, relating to minutes to be kept by grand juries.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate file No. 131, a bill for an act to amend section 742, chapter 6, title 5 of the code, relating to the purchase and construction of water-works.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked.

Senate file No. 240, a bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedan, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town.

S. M. CART,
Chief Clerk.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked :

Substitute for Senate file No. 21, a bill for an act to amend section 2490 of the code, relative to the payment of coal miners.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 358, a bill for an act to legalize the incorporation of the incorporated town of McIntire in Mitchell county, Iowa, and to legalize the acts, proceedings and ordinances thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 269, a bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 288, a bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the city of Boone, in Boone county, Iowa, for the erection of public buildings thereon.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate file No. 90, a bill for an act to punish railway train robbers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House concurred in Senate amendments to House file No. 129, a bill for an act to amend section 4051 of the code of Iowa, relating to the redemption of real estate sold upon execution.

S. M. CART,
Chief Clerk.

Senator Garst moved that when the Senate adjourn it be to meet at 2 o'clock P. M.

Carried.

The hour having arrived the President declared the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock, P. M., pursuant to adjournment, President Milliman presiding.

The Senate resumed consideration of Senate file No. 311, which was pending at the hour of adjournment.

On request of Senator Perrin, leave of absence was granted Senator Lyons.

On request of Senator Classen, leave of absence was granted Senator Moffit.

On request of Senator Townsend, leave of absence was granted Senator Emmert,

On request of Senator Lambert, leave of absence was granted Senator Alberson.

Senator Healy moved that the Senate proceed to vote on the pending amendment at 2:25 o'clock this afternoon.

Carried.

The question was on the amendment offered by Senator Hazelton this morning, and pending at this time.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were :

Senators Ball, Blanchard, Classen, Fitchpatrick, Garst, Hazleton, Hobart, Hopkins, Hubbard, Junkin, McIntire, Mullan, Penrose, Perrin, Titus, Young—16.

The nays were :

Senators Alexander, Allyn, Bachman, Bishop, Cheshire, Craig, Crossley, Eaton, Finch, Griswold, Hayward, Healy, Lewis, Lister, McArthur, Mardis, Nolan, Porter, Tallman, Townsend, Trewin, Wallace, Wilson—23.

Absent or not voting :

Senators Alberson, Arthaud, Bolter, Brighton, Emmert, Gorrell, Harriman, Lambert, Lyons, Moffit, Smith—11.

So the amendment was lost.

Senator Lambert announced that he had paired with Senator Emmert on the above amendment and if he had voted he would have voted nay.

Senator Blanchard filed the following explanation of his vote:

I voted against this legalizing act two years ago, but the act was nevertheless passed. By the passage of the act the contracts became as valid as if the law had authorized them when entered into. Therefore, I believe the legislature cannot now enact a law to impair the validity of these legalized contracts. Therefore, vote "aye."

The Senate here took up the amendments offered by Senator McIntire to section 3 and printed in the Journal of yesterday.

The question being on the amendment offered by Senator McIntire yesterday, the amendment was adopted.

Senator McIntire offered the following amendment and moved its adoption:

Amend the bill by inserting between sections 4 and 5 the following, to be known as section 5 of the bill:

Sec. 5. The articles of incorporation of building and loan, or building and savings associations may, by a three-fourths vote of the board of directors, provide that non-borrowing members shall withdraw their stock at book value in the order of its issue, beginning with the stock first issued, by giving the stockholders thereof thirty days' notice. •

Also, amend by renumbering in their order the sections that follow.

Adopted.

Senator Penrose offered the following amendment and moved its adoption:

I move to amend the bill by striking out wherever they appear in the bill, the words "building and loan or savings and loan associations," and insert the following in lieu thereof: "domestic building and loan, or savings and loan association, or foreign building and loan or savings and loan association."

Lost.

Senator Hazelton offered the following amendment and moved its adoption:

I move to strike out all of "section 17" of the bill.

Lost.

The bill was read as amended.

Senator Healy moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Finch Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy,

Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Alberson, Arthaud, Brighton, Emmert, Gorrell, Harriman, Lyons, Moffit, Smith—9.

Senator Healy offered the following amendment to the title and moved its adoption:

Amend title by adding at the end thereof: "and defining certain offenses and providing penalties therefor."

Adopted.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title as amended was agreed to.

Senator Ball filed the following explanation of his vote:

In explanation of my vote I desire to state that I am opposed to that part of section 11 repealing chapter 48 of the acts of the Twenty-seventh General Assembly for the reason that it is an attempt to impair the obligation of valid existing contracts and will, in my judgment, if contested be held inoperative, by I am in favor of the general provisions of the bill, and therefore vote "aye."

Senator Trewin moved that the Senate take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Joint resolution No. 6, resolution authorizing and recommending the pardon or parole of Cornelius Moelchen.

By unanimous consent, on motion of Senator McArthur, the Senate took up and considered at this time, Joint resolution No. 6.

The joint resolution was read for information.

Senator McArthur moved that the rule be suspended, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the joint resolution pass?

The yeas were:

Senators Allyn, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McArthur, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wallace, Wilson, Young—86.

The nays were:

None.

Absent or not voting:

Senators Alberson, Alexander, Arthaud, Bachman, Brighton, Emmert, Gorrell, Harriman, Junkin, Lyons, McIntire, Moffit, Smith, Tallman—14.

So the joint resolution having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in the siege of Vicksburg.

By unanimous consent, on motion of Senator Trewin, and on request of Senator Moffit, the Senate took up Senate file No. 102 at this time.

The amendments were read for information.

Senator Trewin moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, McArthur, McIntire, Mardis,

Mullan, Nolan, Penrose, Perrin, Porter, Townsend, Trewin, Wallace, Wilson—35.

The nays were:

None.

Absent and not voting:

Senators Alexander, Alberson, Arthaud, Bolter, Brighton, Emmert, Gorrell, Harriman, Lambert, Lyons, Moffit, Smith, Tallman, Titus, Young—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senate file No. 90, a bill for an act to punish railway train robbers.

By unanimous consent, on motion of Senator McIntire, the Senate took up Senate file No. 90.

The House amendments were read for information.

Senator McIntire moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Mullan, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wallace, Wilson—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bolter, Brighton, Emmert, Gorrell, Harriman, Lyons, Moffit, Nolan, Smith, Tallman, Young—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

House file No. 358, a bill for an act to legalize the incorporation of the incorporated town of McIntire, in Mitchell county,

Iowa, and to legalize the acts, proceedings and ordinances thereof.

Passed on file.

House file No. 288, a bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the city of Boone, in Boone county, Iowa, for the erection of public buildings thereon.

Read first and second time and referred to committee on Judiciary.

Senate file No. 228, a bill for an act to amend section 3276 of the code, in reference to the revocation and cancellation of wills.

Passed on file.

Senate file No. 24, a bill for an act to levy a tax to provide for the erection of necessary buildings for the Iowa State College of Agriculture and Mechanic Arts.

Passed on file.

House file No. 299, a bill for an act to amend section 1869, chapter 12, title 9 of the code, relating to directors of state and savings banks.

Read first and second time and referred to committee on Banks and Banking.

Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts and changes of venue therefrom.

Passed on file.

Senate file No. 281, a bill for an act to amend paragraph 8 of section 89 of the code, relating to the drawing of warrants by the auditor of state.

Passed on file.

House file No. 358, a bill for an act to legalize the incorporation of the incorporated town of McIntire, in Mitchell county, Iowa, and to legalize the acts, proceedings and ordinances thereof.

By unanimous consent, on motion of Senator Trewin, at the request of Senator Smith, the Senate took up House file No. 358 at this time.

The bill was read for information.

Senator Trewin moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Crossley, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Penrose, Perrin, Porter, Townsend, Trewin, Wallace, Wilson—30.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bolter, Brighton, Craig, Eaton, Emmert, Gorrell, Harriman, Healy, Hobart, Lyons, McArthur, Moffit, Nolan, Smith, Tallman, Titus, Young—20.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

Substitute for Senate file No. 21, a bill for an act to amend section 2490 of the code, relating to the payment of coal miners.

Passed on file.

Conference committee report, recommending that the Senate recede from its amendments to Senate file No. 18, a bill for an act to amend section 5258 of the code, relating to minutes to be kept by grand juries.

Passed on file.

Senate file No. 181, a bill for an act to amend section 742, chapter 5, title 5 of the code, relating to the purchase and construction of waterworks.

Passed on file.

Senate file No. 240, a bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts.

Passed on file.

Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedon, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town.

Passed on file.

Senator Hubbard moved that the rules be suspended for the purpose of taking up House file No. 21 at this time.;

Carried.

On motion of Senator Hubbard, House file No. 21, a bill for an act to amend section 227 of the code, transferring Harrison county from the Fourth Judicial district to the Fifteenth Judicial district, and to provide an additional judge for the Fifteenth district, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Hubbard moved the adoption of the following committee amendments.

Amend the title by striking out all after the words "Fifteenth}Judicial district."

Adopted.

Strike out all of section 1; after the word "Fremont;" also, strike out all of section 2.

Adopted.

The bill was read for information as amended.

Senator Hubbard moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Craig, Finch, Fitchpatrick, Garst, Griswold, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wilson, Young—81.

The nays were:

Senator Eaton—1.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Brighton, Classen, Crossley, Emmert, Gorrell, Harriman, Hayward, Junkin, Lyons, McArthur, Moffit, Nolan, Smith, Tallman, Wallace—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

By unanimous consent, on motion of Senator Garst, the Senate took up House file No. 288.

On motion of Senator Garst, House file No. 288, a bill for an act to surrender jurisdiction over grounds to be acquired by the United States in the city of Boone, in the county of Boone, state of Iowa, for the erection of public buildings thereon, was taken up and read for information.

Senator Garst moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wallace, Wilson, Young—36.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bolter, Brighton, Emmert, Gorrell, Harriman, Lyons, McArthur, Moffit, Nolan, Smith, Tallman—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

By unanimous consent, on motion of Senator Penrose, substitute for House file No. 119, a bill for an act to regulate the

sale and require the redemption of passenger tickets by common carriers, with report of committee recommending amendments were taken up, considered, and the report of the committee adopted.

Senator Penrose moved the adoption of the following committee amendments:

Amend section 1 by inserting after the word "sold" in the sixth line, the following words: "at the maximum rate allowed by law."

Lost.

That section 3 be amended by striking out the word "ten" after the word "within" in the fourth line, and inserting in lieu thereof the word "thirty."

Lost.

That section 3 be amended by striking out the words "one hundred" in the sixth line, and inserting the word "fifty" in lieu thereof.

Lost.

Senator Penrose moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lister, Mardis, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wallace, Wilson, Young—31.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bachman, Brighton, Emmert, Fitchpatrick, Garst, Gorrell, Harriman, Lewis, Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Smith, Tallman—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

By unanimous consent, on motion of Senator Hayward, Senate file No. 8, a bill for an act to add to and amend chapter

10 of the code, in relation to savings banks, was taken up and considered.

The amendments were read for information.

Senator Hayward moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Ball, Bolter, Cheshire, Classen, Craig, Eaton, Finch, Griswold, Hayward, Hazelton, Healy, Hopkins, Hubbard, Lambert, Lewis, Lister, Mardis, Penrose, Perrin, Titus, Townsend, Trewin, Wallace, Wilson, Young—26.

The nays were:

Senator Garst—1.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bachman, Bishop, Blanchard, Brighton, Crossley, Emmert, Fitchpatrick, Gorrell, Harriman, Hobart, Junkin, Lyons, Lister, McArthur, McIntire, Moffit, Mullan, Nolan, Porter, Smith, Tallman—24.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Hubbard, Senate file No. 262, a bill for an act to amend section 227 of the code, and to provide an additional judge for the Fourth Judicial district, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 255, a bill for an act to amend sections 216 and 224 of the code, relating to the duties of the supreme court reporter and his compensation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the bill do pass.

Amend section 1 by adding thereto the following: "But such arguments of counsel and annotations shall not exceed twenty-five pages in any one volume, and shall be approved by one or more judges of the supreme court before being published."

Also amend by striking out section 3 and inserting the following in lieu thereof:

Sec. 3. That section two hundred and twenty-four (224) of the code, be amended by adding thereto the following: 'But in case the compensation of the reporter as provided in section two hundred and twenty-four (224) of the code, for publishing all the decisions filed during any term of office, shall not equal the average of \$2,000 per annum for such term, the auditor shall, when the last volume of the term is published, draw a warrant in his favor for the deficiency.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Senator Lambert filed the following motion to reconsider:

I move to reconsider the vote by which the substitute for House file No. 119 passed the Senate.

Senator Healy moved that the Senate proceed to the correction of the Journal, and when so corrected that the Senate adjourn until 10 o'clock Monday morning.

Carried.

The Journal of yesterday was taken up, corrected and approved.

The hour having arrived the President declared the Senate adjourned until 10 o'clock Monday morning.

SENATE CHAMBER,
DES MOINES, Monday, March 26, 1900. }

Senate met in regular session at 10 o'clock, A. M., President Milliman presiding.

Prayer was offered by Rev. Milton S. Runkle, of Des Moines, Iowa.

On request of Senator Wilson, leave of absence was granted Senator McIntire.

On request of Senator Trewin, leave of absence was granted Senator Wallace.

On request of Senator Classen, leave of absence was granted Senator Moffit.

On request of Senator Titus, leave of absence was granted Senator Ball.

On request of Senator Titus, leave of absence was granted Senator Blanchard.

On request of Senator Young, leave of absence was granted Senator Fitchpatrick.

On request of Senator Griswold, leave of absence was granted Senator Harriman.

On request of Senator Allyn, leave of absence was granted Senator Alexander.

On request of Senator Perrin, leave of absence was granted Senator Townsend.

On request of Senator Perrin, leave of absence was granted Senator Lyons.

On request of Senator Lambert, leave of absence was granted Senator Alberson.

PETITIONS AND MEMORIALS.

Senator Finch presented petition of citizens of Pioneer, Iowa, praying for a thresher's lien law.

Referred to committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Hubbard, by request, Senate file No. 351, a bill for an act to regulate the execution by corporations of instruments for the transfer of the title to real or personal property or for encumbering the same by mortgages, trust deeds or otherwise, and for releasing mortgages or trust deeds.

Read first and second time and referred to committee on Judiciary.

Senator Healy moved that the committee on Insurance be instructed to report to the Senate on the matters pertaining to insurance contained in the report of General Remley to the Senate within four days.

Carried.

BILLS ON THIRD READING.

On motion of Senator McArthur, Senate file No. 326, a bill for an act to amend section 1627 of the code, relating to issuance, delivery and transfer of shares of capital stock of corporations, with report of committee recommending amendments was taken up, considered, and the report of the committee adopted.

Senator McArthur moved the adoption of the following committee amendment:

Strike out section 1 of the bill and number section 2 section 1.

Senator McArthur moved to amend the amendment as follows:

That section 1627 of the code, be amended by adding thereto "the following."

Adopted.

The amendment as amended was adopted.

Senator McArthur moved that further consideration of Senate file No. 326 be deferred until 10:30 o'clock Wednesday.

Carried.

On motion of Senator Porter, substitute for Senate file No. 21, a bill for an act to amend section 2490 of the code, relative to the payment of coal miners, was taken up and considered.

The substitute was read first and second time.

Senator Porter moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were :

Senators Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—34.

The nays were :

None.

Absent or not voting :

Senators Alexander, Alberson, Arthaud, Ball, Blanchard, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McIntire, Moffit, Penrose, Townsend, Wallace—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Trewin was called to the chair at 11:05 A. M.

On motion of Senator Smith, Senate file No. 344, a bill for an act to amend section six hundred and two (602) of the code, relating to the election of officers in newly incorporated towns and providing for the election of assessor therein, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Smith moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Mardis, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—31.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Ball, Blanchard, Fitchpatrick, Garst, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, McIntire, Moffit, Mullan, Penrose, Townsend, Wallace—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

President Milliman resumed the chair at 11:10 A. M.

On motion of Senator Trewin, Senate file No. 323, a bill for an act to appoint a joint committee of the Senate and House to revise and codify the laws in relation to special assessments for public improvements in cities and towns, and any other laws in relation to cities and towns deemed necessary, defining the duties of the committee, providing for the publication and distribution of its report, and making an appropriation for the payment of the expenses of the committee, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Healy offered the following amendment and moved its adoption.

I move to amend section 2 by inserting after the word "codify" in first line the word "all;" also, strike out the words "cities and towns" in second line of the second section and insert in lieu thereof the words "municipal corporations."

Adopted.

The bill was read as amended.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were :

Senators Allyn, Bachman, Bishop, Brighton, Cheshire Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Mullan, Nolan, Perrin, Porter, Smith, Titus, Trewin, Wilson, Young—32.

The nays were :

Senators Bolter, Tallman—2.

Absent or not voting :

Senators Alexander, Alberson, Arthaud, Ball, Blanchard, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McIntire, Moffit, Penrose, Townsend, Wallace—16.

Senator Trewin offered the following amendment to the title and moved its adoption:

Amend the title by striking out the words "in cities and towns" in the fifth and sixth lines of the original bill. Also, by striking out the words "cities and towns" in the fifth and sixth lines and inserting the words "municipal corporations."

Adopted.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title as amended agreed to.

On motion of Senator Lewis, Senate file No. 5, a bill for an act amending the road laws, being chapter 2 of title 8 of the code, and repealing parts thereof, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lewis offered the following amendments and moved their adoption:

Amend section 5 of the substitute for Senate file No. 5 by inserting between the words "the" and "contractor," in line 7 of printed substitute, page 678 of Journal, the word "supervisor" and insert in the same line between the words "his" and "contract" the word "election," and by striking from lines 9 and 10 of said section the words "weeds and."

Adopted.

Senator Lewis moved the adoption of the substitute as amended.

Adopted.

The bill as amended was read.

Senator Lewis moved that further consideration of Senate file No. 5 be deferred until Thursday at 10 o'clock A. M.

Carried.

Senator Healy moved that when the Senate adjourn it be until 3 o'clock P. M.

Carried.

On motion of Senator Wilson, House file No. 45, a bill for an act to amend section 1743 of chapter 4, title 9 of the code, relating to insurance other than life, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wilson moved that the rule be suspended, and that the reading just had be the third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Bolter, Brighton, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Mardis, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Ball, Bishop, Blanchard, Cheshire, Fitchpatrick, Gorrell, Harriman, Hayward, Hazelton, Hobart, Lyons, McArthur, McIntire, Moffit, Mullan, Penrose, Townsend, Wallace—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

By unanimous consent Senator Lambert withdrew his motion to reconsider the vote by which Senate file No. 119 passed the Senate.

Senator Young moved that the time of adjournment be extended until consideration of Senate file No. 131 be completed.

Carried.

On motion of Senator Nolan Senate file No. 131, a bill for an act to amend section 742, chapter 5, title 5 of the code, relating to the purchase and construction of waterworks, was taken up and considered.

The House amendments were read.

Senator Nolan moved that the Senate concur in the House amendments.

On the question, Shall the bill pass ?

The yeas were:

Senators Allyn, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Griswold, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Mardis, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Blanchard, Fitchpatrick, Garst, Gorrell, Harriman, Hayward, Hazelton, Hobart, Lyons, McArthur, McIntire, Moffit, Penrose, Townsend, Wallace—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Healy filed the following motion to reconsider:

I move to reconsider the vote whereby the Senate passed Senate file No. 8.

The hour having arrived, the President declared the Senate adjourned until 8 o'clock P. M.

AFTERNOON SESSION.

Senate met in regular session at 8 o'clock P. M., pursuant to adjournment, President Milliman presiding.

The Journal of Saturday was taken up, corrected and approved.

INTRODUCTION OF BILLS.

By committee on Ways and Means, Senate file No. 352, a bill for an act to amend section 1333 of the code, and enacting certain provisions relative to the license and taxing of insurance corporations.

Read first and second time and placed on the Calendar.

SENATE FILE NO. 352, BY SENATE WAYS AND MEANS COMMITTEE.

A bill for an act to amend section thirteen hundred and thirty-three (1333) of the code, and enacting certain provisions relative to the license and taxing of insurance companies.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section thirteen hundred and thirty-three (1333) of the code, be amended by striking out all after and including the word "every" in line 21, down to and including the word "returned" in line 30 of said section, and by striking out from lines 33, 34, 35 and 36 of said section, the following words: "and the taxes provided in this section shall be in full for all taxes, state and local, against such corporations or associations, except taxes on real estate and special assessments."

Sec. 2. The shares of stock of every insurance corporation or association having capital stock, organized under the laws of this state, shall be assessed for taxation in the manner provided for the assessment of the shares of corporate stock in sections thirteen hundred and twenty-three (1323), thirteen hundred and twenty-four (1324) and thirteen hundred and twenty-five (1325) of the code, and as in this act provided, and said shares of stock shall not be otherwise assessed. In addition to the statement required in section thirteen hundred and twenty-three (1323) of the code, the corporation shall furnish to the assessor a copy of its annual report made to the auditor of state.

Sec. 3. Every insurance corporation or association organized under the laws of this state, not including corporations with capital stock, county mutuals and fraternal beneficiary associations, shall on or before the twenty-sixth day of January in each year, for the purpose of assessment of its property, furnish to the assessor of the assessment district in which its principal place of business is located, a statement verified by its president, showing specifically with reference to the year next preceding the first day of January, then last past: (1) a duplicate of the statement required by law to be made to the auditor of state for the said year last past; (2) a detailed statement of all its property and assets of every kind and nature whatsoever, and the value of each item thereof, including surplus, guaranty and reserve fund and the amount of each.

It shall be the duty of the assessor, upon the receipt of the said statements, and from other information acquired by him, to assess against every corporation or association referred to in this section, the value of all personal property owned by such corporation or association, together with

the actual value of each parcel of real estate situated in the assessment district of such assessor, and all the said property shall be assessed at the same rate and for the same purposes as the property of private individuals as provided in section thirteen hundred and five (1305) of the code.

Sec. 4. In assessing for taxation the moneys and credits of every insurance corporation, company or association organized under the laws of this state, except county mutuals and fraternal beneficiary associations, the assessor shall ascertain the debts or liabilities, if any, of such corporation, company or association to its shareholders or other persons, which debts and liabilities, shall be deducted, as provided in section thirteen hundred and eleven (1311) of the code, but in ascertaining the indebtedness or liability of such corporation, company or association, no debt shall be deemed to exist on account of its liability on the policies, certificates or other contracts of insurance issued by it in excess of an amount equal to the amount of the surplus or other funds accumulated by any such corporation or association, pursuant to law, its contracts of insurance or its articles of incorporation for the purpose of fulfilling its policies, certificates or other contracts of insurance, and which can be used for no other purpose.

Sec. 5. Every insurance corporation or association of whatever kind or character, organized under the laws of the state of Iowa, not including county mutuals or fraternal beneficiary associations, shall, on or before the first day of March of each year, pay to the treasurer of state a sum equivalent to one per centum of the gross receipts from premiums, assessments, fees and promissory obligations required by insurance contracts which are received during the next year preceding the first day of January last past, after deducting the amounts actually paid for losses, and the amounts returned to members upon canceled policies, certificates and rejected applications, during said year, and not until such payment shall the auditor of state issue the annual certificate, as provided by law.

Sec. 6 In the event that any insurance corporation or association, affected by this act, shall pay to the treasurer of state prior to May 1, 1900, a sum so that the amount of its payment to said treasurer of state for the year 1900 shall equal what said corporation would be compelled to pay to said treasurer of state had this act been in force prior to the granting of the annual certificate by the auditor of state for the year 1900, then such corporation or association shall, for the levy made in the year 1900, be subject to the provisions of this act, respecting the levy and assessment of taxes by local and municipal authorities, and upon the presentation of the receipt from the said treasurer of state showing a compliance with this section by such insurance corporation or association, it is hereby made the duty of the board of supervisors of the proper county to alter and correct the assessment of such corporation, association or shareholder made in the year 1900, so that said assessment shall be the same in amount as though it had been made under the provisions of this act, and the tax levied by the local or municipal authorities against every such corporation or association or its shareholders entitled to the benefit of this section, is corrected accordingly.

Any corporation or association entitled to, but failing to take advantage of the provisions of this section, shall not be relieved from any local or municipal tax heretofore levied by any of the provisions of this act.

Sec. 7. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Senator Junkin moved that Senate file No. 852 and Senate file No. 337 be made special orders for 2 o'clock P. M. to-morrow, Senate file No. 337 to follow Senate file No. 852.

Carried.

On motion of Senator Titus, Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons in the state penitentiary, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Senator Healy offered the following amendment and moved its adoption:

Amend line 1 in section 1 by inserting after the word "lawful" the following words to wit:] "except to complete existing contracts made by board of control."

Adopted.

Senator Lambert offered the following amendment and moved its adoption:

Amend section 1 by inserting after the word "buttons" in the first line, the words "or butter tubs," and after the word "buttons" in the fourth line, "or butter tubs."

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were :

Senators Alberson, Allyn, Bishop, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Mullan, Penrose, Porter, Tallman, Titus, Trewin, Wilson, Young—28.

The nays were :

Senators Mardis, Nolan, Perrin—3.

Absent or not voting :

Senators Alexander, Arthaud, Bachman, Ball, Blanchard, Brighton, Eaton, Fitchpatrick, Gorrell, Harriman, Hazelton,

Hobart, Junkin, Lyons, McArthur, Moffit, Smith, Townsend, Wallace—19.

So the amendment was adopted.

Senator Healy moved to amend line 3 of section 2 of the bill by striking out the words "and put in operation."

Carried.

The bill was read as amended.

Senator Titus moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Lambert, McIntire, Mardis, Mullan, Nolan, Penrose, Porter, Titus, Trewin, Wilson, Young—27.

The nays were:

Senators Lewis, Tallman—2.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Brighton, Eaton, Finch, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Junkin, Lister, Lyons, McArthur, Moffit, Perrin, Smith, Townsend, Wallace—21.

Senator Titus moved to amend the title by adding the words "and butter tubs" after the word "button."

Carried.

So the bill, having received a constitutional majority, was declared to have passed the Senate, and its title as amended agreed to.

On motion of Senator Young, Senate file No. 117, a bill for an act to repeal section 4946 of the code, in relation to the distribution of bodies to medical colleges and schools for medical and scientific studies, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Lambert moved to transpose section 4 and 5, making section 4 section 5, and section 5 section 4.

Adopted.

Senator Emmert moved to amend section 2, in the seventeenth line, by striking out the word "are" and inserting the words "may be" in lieu thereof.

Adopted.

The bill as amended was read.

Senator Young moved the adoption of the substitute.

Adopted.

Senator Young moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Lambert, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wilson, Young—33.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Junkin, Lewis, Lyons, McArthur, Moffit, Tallman, Townsend, Wallace—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Hubbard, House file No. 282, a bill for an act to amend title 9, chapter 1 of the code of Iowa, relating to corporations for pecuniary profit, and to protect minority stockholders in such corporations, was taken up, considered, and the report of the committee adopted.

Senator Emmert moved that further consideration of Senate file No. 282 be deferred until next Friday at 10:30 o'clock A. M.

A roll call was demanded.

On the question, Shall the motion prevail?

The yeas were:

Senators Bishop, Bolter, Cheshire, Craig, Emmert, Finch, Garst, Hayward, Hubbard, Junkin, Lewis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Young—20.

The nays were:

Senators Alberson, Allyn, Bachman, Classen, Crossley, Eaton, Griswold, Healy, Hopkins, Lambert, Lister, McIntire, Mardis, Tallman—14.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Brighton, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, Moffit, Townsend, Wallace, Wilson—16.

So the motion prevailed.

On motion of Senator Craig, House file No. 243, a bill for an act to amend section 1710 of the code, relating to limitation of insurance risks, with report of committee recommending its passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Craig moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bolter, Brighton, Cheshire, Classen, Crossley, Emmert, Griswold, Hayward, Hopkins, Junkin, Lister, McIntire, Mullan, Penrose, Perrin, Smith, Titus, Trewin, Wilson, Young—23.

The nays were:

Senators Craig, Eaton, Hubbard, Mardis, Porter, Tallman, —6.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Blanchard, Finch, Fitchpatrick, Garst, Gorrell, Harriman, Hazelton, Healy, Hobart, Lambert, Lewis, Lyon, McArthur, Moffit, Nolan, Townsend, Wallace—21.

So the bill having failed to receive a constitutional majority was declared lost.

Senator Nolan moved to reconsider the vote by which Senate file No. 131 passed the Senate.

Carried.

Senator Nolan moved to reconsider the vote by which Senate file No. 131 passed to a third reading.

Carried.

On the question, Shall the Senate concur in the House amendments.

The yeas were:

None.

The nays were:

Senators Alberson, Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—86.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, Moffit, Townsend, Wallace—14.

So the Senate refused to concur in the House amendments.

INTRODUCTION OF BILLS.

By Senator Cheshire, Senate file No. 353, a bill for an act to surrender jurisdiction over real property to be acquired by the United States government in the state of Iowa for the purpose of barracks, drill ground, fort or other military purposes.

Read first and second time by title.

The bill was read for information.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wilson, Young—34.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Craig, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, Moffit, Tallman, Townsend, Wallace—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Hayward, House file No. 166, a bill for an act to amend section 1, of chapter 74, of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' home at Davenport, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Hayward moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Bishop, Cheshire, Classen, Craig, Emmert, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lister, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Young—26.

The nays were:

Senators Bolter, Crossley, Finch, McIntire, Tallman—5.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Ball, Blanchard, Brighton, Eaton, Fitchpatrick, Gorrell, Harriman, Hazelton,

Hobart, Lewis, Lyons, McArthur, Moffit, Townsend, Wallace, Wilson—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Hayward, Senate file No. 157, a bill for an act to amend section 1, of chapter 74 of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' and Orphans' home at Davenport, was taken up, considered, and indefinitely postponed.

On motion of Senator Bachman, Senate file No. 333, a bill for an act to legalize the organization of the independent school district of Germania, Iowa, and acts of its board of directors, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed, and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Brighton, Cheshire, Classen, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—34.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Bolter, Craig, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, Moffit, Townsend, Wallace—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Penrose, House file No. 288, a bill for an act to legalize the acts and ordinances of the town of Nor-

way, Benton county, Iowa, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Penrose moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—35.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Craig, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, Moffit, Townsend, Wallace—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate, and its title agreed to.

On motion of Senator Emmert, House file No. 136, a bill for an act prohibiting the use of gasoline, benzine, naphtha and other explosives in tenements in cities and towns (additional to chapter 10, title 24 of the code), with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Emmert moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Griswold,

Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Smith, Titus, Trewin, Wilson, Young—31.

The nays were:

Senators Bolter, Garst—2.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Eaton, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, Moffit, Porter, Tallman, Townsend, Wallace—17.

So the bill, having received a constitutional majority was, declared to have passed the Senate and its title agreed to.

On motion of Senator Bachman, Senate file No. 343, a bill for an act to legalize the organization of the independent school district of Rodman, Iowa, and the election of the officers thereof, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Griswold, Hayward, Healy, Hopkins, Junkin, Lambert, Lewis, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Wilson, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Fitchpatrick, Garst, Gorrell, Harriman, Hazelton, Hobart, Hubbard, Lister, Lyons, McArthur, Moffit, Townsend, Trewin, Wallace—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Junkin, from the committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 350, a bill for an act to amend section 2247 of the code, relating to the levying of a tax for the support of the poor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 71, a bill for an act to amend section 1350 of the code, relating to the assessment of property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. JUNKIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 64, a bill for an act to amend section 2433 of the code of 1897, relating to the duties of assessors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following be substituted therefor and that the same do pass.

J. M. JUNKIN,
Chairman.

The following substitute was read first and second time:

COMMITTEE SUBSTITUTE FOR SENATE FILE NO. 64.

A bill for an act to amend sections twenty-four hundred and thirty-three (2433), twenty-four hundred and thirty-four (2434) and twenty-four hundred and thirty-five (2435) of the code, providing for the giving of notice by the county auditor of the filing of statement for mulct tax.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. Amend section twenty-four hundred and thirty-three (2433) of the code, by inserting after the word "name," in the tenth line, the words "and postoffice address."

Amend section twenty-four hundred and thirty-four (2434) of the code, by inserting after the word "names," in the third line, the words "and postoffice address."

Amend section twenty-four hundred and thirty-five (2435) of the code, by inserting after the word "names," in the fourth line, the words "and postoffice address."

Add to the section "Upon the filing of any statement under this or the second preceding section, the county auditor shall at once by registered letter directed to each owner or agent of real estate named in any such statement, give notice of the filing of such statement with description of real estate affected by tax."

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 134, a bill for an act to amend section thirteen hundred and thirty three (1333) of the code, relating to the taxation of insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred House file No. 30, a bill for an act to amend section (1379) of the code, relating to the adjustment of the valuation of the property of the several counties by the state board of review, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. M. JUNKIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Ways and Means, to whom was referred Senate file No. 331, a bill for an act to amend paragraph 7 of section 1304 of the code, relating to exemptions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

J. M. JUNKIN,
Chairman.

Ordered passed on file.

On motion of Senator Griswold, Senate file No. 350, a bill for an act to amend section 2247 of the code, relating to the levying of a tax for the support of the poor, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Griswold moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

Senator Healy moved that the Senate adjourn at the completion of the roll call on the bill under consideration.

Carried.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wilson, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Ball, Blanchard, Bolter, Fitchpatrick, Gorrell, Harriman, Hazelton, Hobart, Lyons, McArthur, McIntire, Moffit, Tallman, Townsend, Wallace—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Craig filed the following motion to reconsider.

I move the reconsideration of the vote by which House file No. 243 was lost.

The President declared the Senate adjourned until 9 o'clock to-morrow morning.

SENATE CHAMBER,
DES MOINES, Tuesday, March 27, 1900.]

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Mary A. Safford of Des Moines, Iowa.

INTRODUCTION OF BILLS.

By Senator Bachman, Senate file No. 354, a bill for an act to legalize the change in the boundary lines of the independent school district of Rodman, in the county of Palo Alto, state of Iowa.

Read first and second time and referred to committee on Judiciary.

Senator Alberson offered the following resolution and moved its adoption:

WHEREAS, The Hon. William Wilson Sr., a member of this Senate in the Sixteenth and Seventeenth General Assemblies, departed this life on the 22d day of March, 1900; therefore, be it

Resolved, That a committee of three be appointed by the President to draft resolutions of respect suitable to commemorate his life and services to the state.

Adopted.

The President appointed the following committee to draft resolutions on the death of Hon. William Wilson, Sr.: Senators Alberson, Lewis and Bolter.

BILLS ON THIRD READING.

On motion of Senator Trewin, Senate file No. 297, a bill for an act to amend section 3439 of the code, relating to the limitations of actions on judgments, was taken up and considered.

The bill was read for information.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Griswold, Hazelton, Healy, Hopkins, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wilson, Young—34.

The nays were:

None.

Absent or not voting:

Senators Alexander, Blanchard, Bolter, Eaton, Garst, Gorrell, Harriman, Hayward, Hobart, Hubbard, Junkin, McArthur, Mullan, Penrose, Titus, Wallace—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Bachman, substitute for House file No. 93, a bill for an act to legalize the incorporation and ordinances of the town of Rodman, Palo Alto county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Bachman moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wilson, Young—38.

The nays were:

None.

Absent or not voting:

Senators Alexander, Blanchard, Bolter, Eaton, Gorrell, Hobart, Junkin, McArthur, Mullan, Penrose, Titus, Wallace—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title was agreed to.

On motion of Senator Lewis, Senate files No. 183, a bill for an act to amend section 2806 of the code, in relation to the contingent fund, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ball offered the following amendment and moved its adoption.

Amend the substitute by inserting after the word "sum," in the fourth line thereof, the following: "as may be necessary."

Adopted.

Senator Lewis moved the adoption of the substitute.

Adopted.

Senator Lewis moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harri-man, Hayward, Hazelton, Hubbard, Junkin, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Perrin, Porter, Smith, Tall-man, Townsend, Wilson, Young—86.

The nays were:

Senator Nolan—1.

Absent or not voting:

Senators Alexander, Bolter, Finch, Healy, Hobart, Hopkins, Lambert, Lyons, McArthur, Penrose, Titus, Trewin, Wallace—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

SPECIAL ORDER.

The hour having arrived the Senate took up Senate file No. 69, Calendar No. 3, made a special order for this time.

On motion of Senator Brighton, Senate file No. 69, a bill for an act to amend the laws of Iowa, concerning insurance other than life, by repealing section 1742 of the code and recommending substitute therefor, with report of majority of committee recommending its passage, was considered.

Senator Hayward moved that the minority report of the committee be substituted for the majority report.

Senator Garst moved that when the Senate adjourn it be to meet at 2 o'clock this afternoon.

Carried.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

INTRODUCTION OF BILLS.

By Senator Hobart, Senate file No. 855, a bill for an act to amend section 1824 of the code of Iowa, relating to fraternal beneficiary societies, orders or associations.

Read first and second time and referred to committee on Insurance.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled House file No. 252, a bill for an act to define powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home.

Also, House file No. 375, a bill for an act to legalize and validate certain county elections on the question of erecting a courthouse, borrowing money and issuing bonds therefor, and levying taxes to pay said bonds, and authorizing counties to issue bonds voted for at such elections, and to levy sufficient taxes to pay the same.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

On motion of Senator Junkin, Senate file No. 352, a bill for an act to amend section thirteen hundred and thirty-three (1833) of the code, and enacting certain provisions relative to the license and taxing of insurance companies, was taken up and considered.

The bill was read by sections.

By unanimous consent Senate file No. 352 was deferred for consideration until Senate file No. 69 is disposed of.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 374, a bill for an act to amend section 2451 of the code, relative to the revocation of a bar to proceedings against persons selling intoxicating liquors.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred House file No. 267, a bill for an act to promote the efficiency of the public high schools of the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same

back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT—Your committee on Enrolled Bills, respectfully report that they have this day sent to the governor for his approval, Senate file No. 92, a bill for an act to legalize a special election held in the county of Polk and state of Iowa, on the 25th day of January, 1899, and the proposition submitted at said election for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed \$100,000 upon which to build a courthouse, etc.

Also, Senate file No. 116, a bill for an act to amend section 2831 of the code, relating to county uniformity of text-books.

Also, Senate file No. 276, a bill for an act to amend section 3958 of the the code, relating to return of executions.

Also, Senate file No. 60, a bill for an act amending section 576 of the code, relative to the duties of township clerk.

Also, Senate file No. 194, a bill for an act to amend sections 2512, 2513 and 2514 of the code, in relation to the inspection of passenger boats.

The President announced that he had signed in the presence of the Senate, House files Nos. 252 and 375.

The hour having arrived, the Senate took up Senate file No. 69, which was pending at the hour of the noon adjournment.

Senator Craig made the following motion and moved its adoption.

I move that all bills emanating from or recommended for passage by the committees on Ways and Means, Appropriations, and Retrenchment and Reform, have the right of way for consideration, and that all the bills now or hereafter placed on the Calendar, be taken up for consideration in their order, and that all bills not taken up and disposed of in the order in which they appear on the Calendar shall go to the foot of the Calendar.

Laid over.

Senator Alberson moved the previous question on the motion of Senator Hayward, to substitute the minority for the majority report of the committee.

Carried.

A roll call was demanded.

On the question, Shall the minority report of the committee be substituted for the majority report?

The yeas were.

Senators Alberson, Ball, Cheshire, Craig, Eaton, Emmert, Fitchpatrick, Garst, Hayward, Lambert, Lister, McIntire, Mullan, Perrin, Townsend, Young—16.

The nays were:

Senators Allyn, Arthaud, Bachman, Bishop, Blanchard, Bolter, Brighton, Classen, Crossley, Finch, Gorrell, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lyons, Mardis, Moffit, Nolan, Porter, Smith, Tallman, Trewin, Wilson—29.

Absent or not voting:

Senators Alexander, McArthur, Penrose, Titus, Wallace—5.

So the motion to substitute was lost.

The report of the committee was adopted.

Senator Brighton moved the adoption of the following committee amendments:

Insert the words "upon real property and buildings" between the words "insurance" and "against," in the first and second lines of section 1.

Adopted.

Strike out the comma after the word "loss," in the tenth line of section 1, and the words "and the burden of proving such depreciation shall be upon the defendant," in the tenth and eleventh lines thereof.

Lost.

Strike out the comma after the word "policy," in the fifteenth line of section 1, and the words "at the option of the insured," at the end of said section.

Adopted.

Insert between the words "policies" and "shall," in the first line of section 2, the words "upon real property and buildings."

Adopted.

Insert a comma after the word "insured" in the sixteenth line of section 2, and strike out the words "the company" in line 18 of section 2, and substitute the word "accompanied" therefor.

Adopted.

Senator Brighton moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Bishop, Blanchard, Bolter, Brighton, Classen, Crossley, Emmert, Finch, Gorrell, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, Mardis, Moffit, Nolan, Porter, Smith, Tallman, Trewin, Wilson, Young—32.

The nays were:

Senators Alberson, Ball, Cheshire, Craig, Eaton, Fitchpatrick, Garst, Hayward, Lambert, McIntire, Mullan, Perrin, Townsend—18.

Absent or not voting:

Senators Alexander, McArthur, Penrose, Titus, Wallace—5.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Hazelton moved that consideration of Senate file No. 352 be deferred until 9:30 o'clock Thursday.

A roll call was demanded.

On the question, Shall the motion prevail?

The yeas were:

Senators Cheshire, Hazelton, Lewis, Nolan—4.

The nays were:

Senators Alberson, Allyn, Arthaud, Ball, Bishop, Bolter, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Hayward, Healy, Junkin, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Perrin, Porter, Smith, Wilson, Young—29.

Absent or not voting:

Senators Alexander, Bachman, Blanchard, Brighton, Garst, Harriman, Hobart, Hopkins, Hubbard, McArthur, Mullan, Penrose, Tallman, Titus, Townsend, Trewin, Wallace—17.

So the motion was lost.

The Senate resumed consideration of Senate file No. 352.

The bill was read by sections for amendments.

Senator Cheshire offered the following amendment which was ordered printed

I move to amend section 3 by striking out the words "county mutuals and fraternal beneficiary associations."

Senator Healy offered the following amendment and moved its adoption:

I move to amend by striking out the word "no," in the eighth line of section 4 of printed bill and insert in lieu thereof the word "a," and also, strike out from line 10, in section 4, the following words: "in excess of an amount."

Adopted.

Senator Cheshire offered the following amendments, which were ordered printed:

I move to amend section 4 by striking out the words "except county mutuals and fraternal beneficiary associations."

Amend section 4 by inserting the word "fixed" between the words "its" and "liability," in the tenth line of the bill.

Senator Trewin offered the following amendment:

Amend section 5 by inserting after the word "losses," in the ninth line, the following: "matured endowments, dividends to policy holders and the increase in the amount of the reserve as certified by the department actuary in his official statement to the auditor of state on the 31st day of December previous, based on the actuarial table of mortality and 4 per cent."

Senator Cheshire offered the following amendments:

I move to amend section 5 by striking out the words "not including county mutuals or fraternal beneficiary associations."

I move to amend section 5 by inserting the word "mutual" after the word "every" in the first line, and by striking out the words "of whatever kind of character" in the first and second line.

Senator Healy offered the following amendment and moved its adoption.

I move to amend lines 5 of section 6 of said printed bill by inserting after the word "corporation" in said line the words "or association."

Adopted.

By unanimous consent, Senator Healy withdrew his motion to reconsider the vote by which Senate file No. 8 passed the Senate.

Senator Garst moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, March 28, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. A. E. Griffith of Des Moines, Iowa.

On request of Senator Junkin, leave of absence was granted Senator Titus.

On request of Senator Harriman, leave of absence was granted Senator Alexander.

HOUSE MESSAGE CONSIDERED.

House file No. 374, a bill for an act to amend section 2451 of the code, relating to the revocation of a bar to proceedings against persons selling intoxicating liquors.

Read first and second time and placed upon the Calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 345, a bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa; the change of the name of said town to Arlington; election of its officers, official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa.

Also, Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa.

Also, Senate file No. 52, a bill for an act to repeal section 1570 of the code of 1897, relating to the trimming of hedges.

Also, substitute for Senate file No. 21, a bill for an act to amend section 2490 of the code, relative to the payment of coal miners.

Also, Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedan, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town.

Also, Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in the siege of Vicksburg, and to make an appropriation to pay the necessary traveling expenses of the members of the commission.

Also, Senate file No. 90, a bill for an act to punish railway passenger train robbers.

Also, Senate file No. 269, a bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa.

Also, Senate file No. 240, a bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 269, a bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa.

Also, Senate file No. 90, a bill for an act to punish railway passenger train robbers.

Also, Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in the siege of Vicksburg and to make an appropriation to pay the necessary traveling expenses of the members of the commission.

Also, Senate file No. 224, a bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts.

Also, Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedan, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town.

Also, substitute for Senate file No. 21, a bill for an act to amend section 2490 of the code, relative to the payment of coal miners.

Also, Senate file No. 52, a bill for an act to repeal section 1570 of the code of 1897, relating to the trimming of hedge.

Also, Senate file No. 345, a bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa; the change of the name of said town to Arlington, election of its officers, official acts done and

ordinances passed by the council of said town, not in contravention with the laws of Iowa.

Also, Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Hayward, from the committee on Charitable Institutions, submitted the following report:

MR. PRESIDENT—Your committee on Charitable Institutions, to whom was referred Senate file No. 248, a bill for an act to repeal sections two thousand, seven hundred and twenty (2720), two thousand, seven hundred and twenty-one (2721) and two thousand, seven hundred and twenty-two (2722) of the code, relating to the Industrial Home for the Blind, and to enact a substitute for section two thousand, seven hundred and twenty-one (2721), relating to the government and control of said institution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

W. C. HAYWARD,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Charitable Institutions, to whom was referred Senate file No. 302, a bill for an act defining inebriates, authorizing the establishment of a home for such persons and providing their detention and treatment, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. C. HAYWARD,
Chairman.

Adopted.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time:

SUBSTITUTE FOR SENATE FILE NO. 159.

A bill for an act to prevent and punish the desecration of the flag of the United States.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. If any person shall publicly mutilate, insult, trample upon or defile by words or act any flag, standard color or ensign of the United States, he shall be deemed guilty of a misdemeanor.

Ordered passed on file.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred House concurrent resolution, asking the members of Congress to aid the St. Louis exposition to be held on the centennial anniversary of the Louisiana purchase, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Federal Relations.

WARREN GARST,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 348, a bill for an act creating the capital improvement commission, defining its duties and making appropriations therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by inserting after the word "building," in the third line of section 2, the following: "and upon any of the property of the state connected therewith," and when so amended, that the bill do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 354, a bill for an act to legalize the change in the boundary lines of the independent school district of Rodman, in the county of Palo Alto, state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 329, a bill for an act to legalize the acts of the city of Lyons City, Iowa, in relation to the grading, curbing, guttering, and paving a portion of Sixth street therein, and in entering into a contract with the Lyons Construction company therefor, and in issuing bonds to make payment therefor, and in making special assessments by reason thereof, and providing as to proceedings and assessments thereunder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Also :

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 346, a bill for an act to authorize the executive council to reassess and relevel taxes heretofore or hereafter held to be invalid, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

Adopted.

The following substitute was read first and second time.

SUBSTITUTE FOR SENATE FILE NO. 346—BY TREWIN.

A bill for an act to authorize the executive council to reassess and relevel taxes heretofore or hereafter held to be invalid, and to certify the same to the proper county officers, when necessary, and to authorize such officers to levy such taxes.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. When by reason of nonconformity to any law, or by any omission, informality or irregularity, or for any other cause, any tax heretofore or hereafter levied and assessed against any person, company, association or corporation by the executive council is invalid or adjudged illegal, the executive council may assess and levy a tax against such person, company, association or corporation for the year or years for which such tax is invalid or illegal, or when necessary may assess and certify the same to the proper county officers, who shall levy such tax as by law in such cases made and provided, with the same force and effect as though done at the proper time and under any valid law, whether in force at the time of said levy and assessment or thereafter enacted.

Sec. 2. When any person, company, association or corporation against whom any tax has been assessed and levied by the executive council and held invalid or illegal shall have paid the same voluntarily or shall other-

wise waive such invalidity and illegality, the executive council shall accept such tax in lieu of the tax to be raised by the reassessment and relevy provided for in section one (1) hereof.

Sec. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

On motion of Senator Trewin, Senate file No. 346 was taken up and considered.

The bill was read for information.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Cheshire, Classen, Craig, Crossley, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Trewin, Wilson, Young—35.

The nays were:

None.

Absent or not voting:

Senators Alexander, Ball, Bishop, Blanchard, Bolter, Brighton, Emmert, Hobart, Hubbard, Lyons, McIntire, Mullan, Titus, Townsend, Wallace—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Harriman, Senate file No. 322, a bill for an act to amend chapter 43 of the acts of the Twenty-seventh General Assembly, and to amend sections 1658 and 1659 of the code, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Harriman moved the adoption of the following committee amendments:

Strike out section one (1) and insert the following in lieu thereof: "Section 1. That chapter forty-three (43) of the acts of the Twenty-seventh

General Assembly be amended by adding to said chapter the following:

When any society fails to report, according to law, on or before the first day of November, that society shall not receive a warrant from the state auditor for that year, but the secretary of the state board of agriculture shall notify the county auditor of the county in which the society is located of such failure, and the board of supervisors may appoint a delegate to the annual meeting or state agricultural convention, said delegate to be a resident of said county.' "

Adopted.

Senator Harriman moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Bishop, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hopkins, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Wallace, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Ball, Blanchard, Bolter, Brighton, Healy, Hobart, Hubbard, Lyons, Mullan, Titus, Trewin—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 21, a bill for an act to amend section 227 of the code, transferring Harrison county to the Fifteenth Judicial district, and to provide an additional judge for the Fifteenth district.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 389, a bill for an act to apportion the state into representative districts and declare the ratio of representation.

S. M. CART,
Chief Clerk.

Also :

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked :

Senate file No. 333, a bill for an act to legalize the organization of the independent school district of Germania, Kossuth county, Iowa, and acts of its board of directors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 344, a bill for an act to amend section 602 of the code, relating to the election of officers in newly incorporated towns, and providing for the election of assessor therein.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 319, a bill for an act to provide security for the payment of persons furnishing labor, material, machinery or fixtures in the making of public improvements, or construction or repair of public buildings, amendatory to chapter eight (8), title fifteen (15) of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has receded from its amendment to Senate file No. 131, a bill for an act to amend section seven hundred and forty-two (742) of the code, relating to the purchase and construction of waterworks.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 87, a bill for an act requiring the county auditor to compile and prepare a financial report, and providing for the printing and distribution thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 200, a bill for an act to prohibit the use of tobacco by minor persons under sixteen (16) years of age, and by all minor pupils in public schools.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 353, a bill for an act to surrender jurisdiction over real property to be acquired by the United States in the state of Iowa, for the purposes of barracks, drill ground, fort or other military purposes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 178, a bill for an act to amend section two thousand, six hundred and twenty-seven (2627) of the code, relative to the duties and expenses of the superintendent of public instruction.

S. M. CART,
Chief Clerk.

On motion of Senator Lister, Senate file No. 34, a bill for an act to prevent boxing exhibitions or glove contests, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Lister moved the adoption of the following amendment.

Amend by inserting the word "or" in the third line between the words "value" and "at."

By unanimous consent the amendment was withdrawn.

The bill was read for information.

Senator Lister moved the adoption of the substitute.

Adopted.

Senator Lister moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tailman, Townsend, Trewin, Wallace, Young—40.

The nays were:

Senators Nolan, Wilson—2.

Absent or not voting:

Senators Alexander, Ball, Bishop, Blanchard, Brighton, Hubbard, Lyons, Titus—8.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title was agreed to.

On motion of Senator Fitchpatrick, House file No. 95, a bill for an act to provide for the placing of an Iowa flag at the tomb of Gen. U. S. Grant, was taken up and considered.

The bill was read for information.

Senator Fitchpatrick moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Emmert,

Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—43.

The nays were:

None.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Brighton, Harriman, Hubbard, Titus—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Hobart called up his motion to reconsider the vote by which Senate file No. 160 was lost.

Senator Hobart moved that the vote whereby Senate file No. 160 was lost be reconsidered.

Carried.

Senator Hobart by unanimous consent withdrew his motion to reconsider the vote whereby Senate file No. 160 passed to a third reading.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Bishop, Cheshire, Classen, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Healy, Hobart, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Townsend, Trewin, Wallace—32.

The nays were:

Senators Arthaud, Bolter, McArthur, Tallman—4.

Absent or not voting:

Senators Alexander, Blanchard, Brighton, Craig, Crossley, Eaton, Garst, Hazelton, Hopkins, Hubbard, Porter, Titus, Wilson, Young—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator McArthur, the Senate took up Senate file No. 826 at this time.

Senator McArthur moved the adoption of the following amendment:

Insert after the word "to" in line two of section 1 the words "railway or quasi public."

Adopted.

The bill was read as amended.

Senator McArthur moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Ball, Bishop, Bolter, Cheshire, Classen, Craig, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Townsend, Trewin, Wallace, Wilson, Young—39.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bachman, Blanchard, Brighton, Crossley, Hazelton, Hubbard, McIntire, Porter, Tallman, Titus—11.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Emmert called up his motion to reconsider the vote by which Senate file No. 143 was lost.

Senator Emmert moved to reconsider the vote by which Senate file No. 143 passed to a third reading.

Carried.

Senator Lewis moved to amend by inserting the words "twenty-five" in lieu of "fifty," in last line of the bill.

Carried.

Senator Emmert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

[On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Arthaud, Bachman, Bishop, Cheshire, Classen, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harri-
man, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin,
Lambert, Lewis, Lister, Lyons, McArthur, Mardis, Moffit,
Mullan, Penrose, Perrin, Smith, Townsend, Trewin, Wallace
—32.

The nays were:

Senators Alberson, Bolter, Crossley, McIntire, Tallman—5.

Absent or not voting:

Senators Alexander, Ball, Blanchard, Brighton, Craig,
Eaton, Finch, Hubbard, Nolan, Porter, Titus, Wilson, Young
—13.

The bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The Senate resumed consideration of Senate file No. 852.

Senator Cheshire offered the following amendment and moved its adoption:

I move to amend section 3 by striking out the words "county mutuals and fraternal beneficiary associations."

Senator Moffit was called to the chair at 11:10 A. M.

President Milliman resumed the chair at 11:25 A. M.

Senator McIntire offered the following substitute to the amendment of Senator Cheshire, and moved its adoption.

I move to amend line 3 of section 3, by inserting after the word "associations" the words "which county mutuals and fraternal beneficiary associations are not organized for pecuniary profit;" also, insert in line 3 of section 4, after the word "associations," the words "which county mutuals and fraternal beneficiary associations are not organized for pecuniary profit;" and to amend line 3, of section 5, after the word "associations," by adding the words "which county mutuals and fraternal beneficiary associations are not organized for pecuniary profit."

Senator Cheshire raised a point of order as to the substitute.

The President overruled the point of order.

The President announced that he had signed in the presence of the Senate, Senate files Nos. 345, 340, 52, 21, 224, 240, 102, 90 and 269.

Senator Lewis moved that when the Senate adjourn, it be to meet at 3 o'clock this afternoon.

Carried.

The hour having arrived, the President declared the Senate adjourned until 3 o'clock P. M.

AFTERNOON SESSION.

The Senate met in regular session at 3 o'clock P. M., pursuant to adjournment, President Milliman presiding.

The Journal of Monday was taken up, corrected and approved.

The Journal of yesterday was taken up, corrected and approved.

INTRODUCTION OF BILLS.

By Senator Trewin, Senate file No. 856, a bill for an act to provide for the appointment of an actuary for the insurance department of the state of Iowa, and to provide compensation for the same.

Read first and second time and referred to committee on Insurance.

HOUSE MESSAGES CONSIDERED.

Senate file No. 858, a bill for an act to surrender jurisdiction over real property to be acquired by the United States in the state of Iowa, for the purposes of barracks, drill ground, fort or other military purposes.

Passed on file.

Substitute for Senate file No. 178, a bill for an act to amend section 2627 of the code, relative to the duties and expenses of the superintendent of public instruction.

Passed on file.

Senate file No. 131, a bill for an act to amend section 742 of the code, relating to the purchase and construction of water-works.

Passed on file.

Senate file No. 333, a bill for an act to legalize the organization of the independent school district of Germania, Kossuth county, Iowa, and acts of its board of directors.

Passed on file.

Senate file No. 344, a bill for an act to amend section 602 of the code, relating to the election of officers in newly-incorporated towns, and providing for the election of assessor therein.

Passed on file.

House file No. 21, a bill for an act to amend section 227 of the code, transferring Harrison county from the Fourth Judicial district to the Fifteenth Judicial district, and to provide an additional judge for the Fifteenth district.

Passed on file.

Substitute for House file No. 200, a bill for an act to prohibit the use of tobacco by minor persons under sixteen (16) years of age, and by all minor pupils in public schools.

Read first and second time and referred to committee on Public Health.

House file No. 87, a bill for an act requiring the county auditor to compile and prepare a financial report, and providing for the printing and distribution thereof.

Read first and second time and referred to committee on Judiciary.

House file No. 319, a bill for an act to provide security for the payment of persons furnishing labor, material, machinery or fixtures in the making of public improvements or construction or repair of public buildings, amendatory to chapter eight (8), title fifteen (15) of the code.

Read first and second time and referred to committee on Judiciary.

House file No. 389, a bill for an act to apportion the state into representative districts and to declare the ratio of representation.

Read first and second time and referred to committee on Congressional and Judicial Districts.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, substituted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, Senate file No. 269, a bill for an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county, Iowa.

Also, Senate file No. 90, a bill for an act to punish railway passenger train robbers.

Also, Senate file No. 102, a bill for an act authorizing the appointment of a commission to ascertain and exactly determine the position of Iowa troops in the siege of Vicksburg, and to make an appropriation to pay the necessary traveling expenses of the members of the commission.

Also, Senate file No. 240, a bill for an act to establish libraries for the use of teachers, pupils and other residents in all school districts.

Also, Senate file No. 224, a bill for an act to legalize the incorporation of the town of Ocheyedon, Osceola county, Iowa, and all acts done and ordinances passed by the council of said town.

Also, substitute for Senate file No. 21, a bill for an act to amend section 2490 of the code, relative to the payment of coal miners.

Also, Senate file No. 52, a bill for an act to repeal section 1570 of the code of 1897, relating to the trimming of hedge.

Also, Senate file No. 345, a bill for an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa, the change of the name of said town to Arlington, election of its officers, and official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa.

Also, Senate file No. 340, a bill for an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa.

F. L. ARTHAUD,
Chairman.

March 28, 1900.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 305, a bill for an act appropriating money for the benefit of the Industrial Home for the Blind, at Knoxville, Iowa.

S. M. CART,
Chief Clerk

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 250, a bill for an act to appropriate money to defray the expenses of advertising and printing the report of a session of the Farmers' National congress, to be held in the state of Iowa in the year 1900 or 1902.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tennessee, and to make an appropriation to pay for the same and to pay the expenses of the commissioners.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Substitute for House file No. 169, a bill for an act to amend section 510 of the code, relating to the compensation of deputy sheriffs.

S. M. CART,
Chief Clerk.

On motion of Senator Trewin, substitute for House file No. 193, a bill for an act to repeal sections 256 and 258 of the code, relating to the submission to the qualified electors of a city, the question of the establishment of a superior court, the election and term of office of the judge thereof, and the certification of the results of the election, and filling vacancies in said office and to enact a substitute therefor, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Trewin moved the adoption of the following committee amendments:

Amend by adding as section 3 the following: "Sec. 3. That section two hundred and seventy-six (276) of the code be, and the same is hereby amended by striking out the word 'an' before the word 'election' in the

fourth line, and inserting in lieu thereof the words 'any general election or.'"

Adopted.

Also amend the title by adding thereto the following: "and to amend section two hundred and seventy-six (276) of the code."

Adopted.

The bill was read as amended.

Senator Trewin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Trewin, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Bachman, Eaton, Garst, Gorrell, Hazelton, Hubbard, Smith, Titus, Townsend—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The Senate resumed consideration of Senate file No. 352 which was pending at the hour of the noon adjournment.

The question was on the substitute for the amendment offered by Senator Cheshire.

A roll call was demanded on the substitute.

On the question, Shall the substitute be adopted?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Classen, Crossley, Emmert, Finch, Gorrell, Griswold, Hayward, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis,

Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wilson, Young—37.

The nays were:

Senators Cheshire, Craig, Fitchpatrick, Garst, Harriman, Hazelton, Smith—7.

Absent or not voting:

Senators Alexander, Brighton, Eaton, Hubbard, Titus, Wallace—6.

So the substitute was adopted.

A roll call was demanded on the amendment as substituted.

On the question, Shall the amendment as substituted be adopted?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Classen, Crossley, Emmert, Finch, Garst, Gorrell, Griswold, Hayward, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Tallman, Townsend, Trewin, Wallace, Wilson, Young—39.

The nays were:

Senators Cheshire, Craig, Fitchpatrick, Harriman, Hazelton, Smith—6.

Absent and not voting:

Senators Brighton, Eaton, Hubbard, Porter, Titus—5.

So the amendments were adopted.

By unanimous consent, Senator Cheshire withdrew his amendment to sections 3 and 4 of the bill, striking out the words "except county mutuals and fraternal beneficiary associations," as the senate has already passed on an amendment of like character.

Senator Trewin offered the following amendment and moved its adoption:

Amend section 5 by inserting after the word "losses" in the ninth line, the following: "mutual endowments, dividends to policy holders and the increase in the amount of the reserve as certified by the department actuary in his official statement to the auditor of state on the thirty-first

day of December previous, based on the actuaries' table of mortality and 4 per cent."

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Allyn, Arthaud, Blanchard, Cheshire, Classen, Craig, Fitchpatrick, Gorrell, Harriman, Hayward, Hazelton, Hopkins, Junkin, Lewis, McArthur, Mardis, Moffit, Mullan, Perrin, Smith, Trewin Wallace—23.

The nays were:

Senators Alberson, Bachman, Bishop, Bolter, Emmert, Finch, Garst, Griswold, Healy, Hobart, Lambert, Lister, Lyons, McIntire, Nolan, Penrose, Porter, Tallman, Townsend, Young—20.

Absent or not voting:

Senators Ball, Brighton, Crossley, Eaton, Hubbard, Titus, Wilson—7.

So the amendment was adopted.

Senator Cheshire offered the following amendment and moved its adoption:

Amend section 4 by inserting the word "fixed" between the words "its" and "liability," in the tenth line.

Lost.

Senator Craig moved that the Senate do now adjourn.

Lost.

By unanimous consent, Senator Cheshire withdrew the amendment offered by him to section 5 and printed in the Journal of yesterday.

Senator Cheshire offered the following amendment and moved its adoption:

I move to amend the bill by striking out section 5 as amended.

Lost.

Senator Healy moved that the senate adjourn when the bill under consideration is completed and the result of the roll call announced.

Carried.

Senator Junkin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Townsend, Trewin, Wallace, Wilson, Young—45.

The nays were:

None.

Absent or not voting:

Senators Eaton, Hubbard, McArthur, Tallman, Titus—5.

Senator Healy moved to amend the title by striking out the words "license and" therefrom.

Carried.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title, as amended, agreed to.

The President declared the Senate adjourned until 9 o'clock to-morrow morning.

SENATE CHAMBER,
DES MOINES, Thursday, March 29, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Chas. A. Parkin of Calmar, Iowa.

On request of Senator Harriman, leave of absence was granted Senator Fitchpatrick.

On request of Senator Trewin, leave of absence was granted Senator Wallace.

PETITIONS AND MEMORIALS.

Senator Alexander presented petition of 900 citizens of Cedar Rapids, Iowa, favoring the passage of House file No. 50, known as the "barber bill."

Referred to committee on Public Health.

Senator Bachman presented petition of citizens of Kossuth county, Iowa, asking that the word "male" be stricken from the state constitution.

Referred to committee on Constitutional Amendments and Suffrage.

INTRODUCTION OF BILLS.

By Senator Hayward, Senate file No. 357, a bill for an act to amend section 227 of the code, and to provide an additional judge for the Seventh Judicial district.

Read first and second time and referred to committee on Judiciary.

By Senator Townsend, Senate file No. 358, a bill for an act to release the interest of the state of Iowa in the NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of section 1 in township 77 north, range 18, west of the fifth P. M., to the heirs-at-law of R. Roelsma and H. Roelsma.

Read first and second time and referred to committee on Judiciary.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution relative to final adjournment.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE.

Senator Wallace, from the committee on Highways, submitted the following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred House file No. 189, a bill for an act to amend section fifteen hundred and seventy-one (1571) of the code, relative to the operation of steam threshing engines on the public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

JOSEPH WALLACE,
Chairman.

Ordered passed on file.

Senator Tallman moved that Senate file No. 64 be made a special order to follow special order No. 8.

A roll call was demanded.

On the question, Shall the motion prevail?

The yeas were:

Senators Alexander, Bachman, Ball, Bishop, Bolter, Classen, Garst, Griswold, Junkin, Lambert, Lewis, McArthur, Mardis, Tallman, Trewin, Wilson, Young—17.

The nays were:

Senators Allyn, Arthaud, Cheshire, Craig, Eaton, Healy, Hopkins, Lister, Moffit, Nolan, Penrose, Perrin, Smith—13.

Absent or not voting:

Senators Alberson, Blanchard, Brighton, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Harriman, Hayward, Hazelton.

Hobart, Hubbard, Lyons, McIntire, Mullan, Porter, Titus, Townsend, Wallace—20.

So the motion was lost.

Senator Craig called up his motion, relative to disposition of bills during the closing days of the session, which was filed March 27th.

Senator Trewin moved to amend the motion by striking out the last sentence of the motion commencing with the word "and."

Adopted.

Senator Trewin moved to amend the motion by striking from the motion the words "and that all the bills now or hereafter placed on the Calendar be taken up for consideration in their order."

Senator Harriman moved that further consideration of the motion be deferred until next Tuesday.

Carried.

SPECIAL ORDER.

On motion of Senator Junkin, Senate file No 337, a bill for an act to amend chapter 4 of title 7 of the code, and chapter 37 of the acts of the Twenty-seventh General Assembly, relating to the assessment and collection of the collateral inheritance tax, was taken up and considered.

The bill was read by sections for amendments.

Senator Junkin moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Trewin, Wilson—43.

The nays were:

None.

Absent or not voting:

Senators Fitchpatrick, Garst, Tallman, Titus, Townsend Wallace, Young—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Junkin moved that the rule be suspended for the purpose of considering Senate file No. 342 at this time.

A roll call was demanded.

On the question, Shall the rule be suspended?

The yeas were:

Senators Alberson, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Crossley, Eaton, Emmert, Finch, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Townsend, Trewin—36.

The nays were:

Senators Alexander, Allyn, Arthaud, Tallman—4.

Absent or not voting:

Senators Brighton, Craig, Fitchpatrick, Garst, Harriman, Lambert, Titus, Wallace, Wilson, Young—10.

So the motion to suspend the rule prevailed.

On motion of Senator Junkin, Senate file No. 342, a bill for an act to amend chapter 118 of the laws of the Twenty-seventh General Assembly, relating to the management and control of certain state institutions, and the defining of certain offenses and providing penalties therefor, was taken up and considered.

The bill was read by sections for amendments.

Senator Junkin moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Gorrell, Griswold, Hayward, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wilson, Young—48.

The nays were:

None.

Absent or not voting:

Senators Brighton, Fitchpatrick, Garst, Harriman, Hazelton, Lambert, Wallace—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Perrin, Senate Joint resolution No. 9, resolution authorizing and recommending the pardon or parole of Cornelius Moelchen, was taken up, considered, and indefinitely postponed, for the reason that a resolution of a similar character has already passed the Senate.

On motion of Senator Classen, Senate file No. 231, a bill for an act to define the powers of the board of control in relation to the pension money of members of the Iowa Soldiers' home, was taken up, considered, and indefinitely postponed, for the reason that a bill of similar character has already passed the Senate.

SPECIAL ORDER.

On motion of Senator Hazelton, substitute for Senate file No. 115, a bill for an act to amend sections 7, 8 and 14, of title 5 of the code, and grant additional powers to cities, with report of committee recommending a substitute was taken up, considered, and the report of the committee adopted.

The bill was read by sections for amendments.

Senator Trewin moved the adoption of the following amendment:

Amend section one (1) of substitute for Senate file No. 115, by striking out the period at the end of said section, inserting a comma, and adding

the following: "and the last preceding assessment roll shall be taken as *prima facie* evidence of such value.

Adopted.

Senator Finch offered the following amendment and moved its adoption:

Amend section 1 after the word "tract" in line 7, by inserting "exclusive of improvements thereon."

Lost.

President *pro tem.* Harriman was called to the chair at 11:40 A. M.

Senator Lewis moved that when the Senate adjourn it be to meet at 2 o'clock P. M.

Carried.

Senator Ball offered the following amendment and moved its adoption.

Amend section 1 by striking out the words "twenty-five (25)" in the sixth line as printed, and insert the word "fifteen (15)" in lieu thereof:

The hour having arrived the President *pro tem.* declared the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

INTRODUCTION OF BILLS.

By Senator Harriman, Senate file No. 859, a bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, in the levy of taxes for school-house purposes.

Read first and second time and referred to committee on Judiciary.

The Journal of yesterday was taken up, corrected and approved.

HOUSE MESSAGES CONSIDERED.

House file No. 805, a bill for an act appropriating money for the benefit of the Industrial Home for the Blind at Knoxville, Iowa.

Passed on file.

House file No. 250, a bill for an act to appropriate money to defray the expenses of advertising and printing the report of a session of the Farmers' National congress, to be held in the state of Iowa in the year 1901 or 1902.

Read first and second time and referred to committee on Printing.

Substitute for House file No. 169, a bill for an act to amend section 510 of the code, relative to the compensation of deputy sheriffs.

Read first and second time and referred to committee on Compensation of Public Officers.

House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tennessee, and to make an appropriation to pay for the same, and to pay the expenses of the commissioners.

Read first and second time and referred to committee on Appropriations.

Concurrent resolution, relative to final adjournment.

Laid over under the rule.

The Senate resumed consideration of Senate file No. 115 which was pending at the hour of the noon adjournment.

The question was on the amendment offered by Senator Ball.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Ball, Bishop, Bolter, Craig, Gorrell, Lyons, McArthur, Nolan, Porter, Tallman, Townsend, Wilson, Young
—18.

The nays were:

Senators Alexander, Allyn, Arthaud, Bachman, Blanchard, Classen, Crossley, Eaton, Emmert, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Perrin, Smith, Trewin—29.

Absent or not voting:

Senators Alberson, Brighton, Cheshire, Finch, Fitchpatrick, Penrose, Titus, Wallace—8.

So the amendment was lost.

Senator Trewin offered the following amendment and moved its adoption:

I move to amend section 2 of substitute by striking out the words "or out of the improvement fund provided for in subdivision two (2) of section eight hundred and ninety-four (894), or subdivision two (2) of section ten hundred and five (1005) of the code, and acts amendatory thereof, as the case may be," and inserting in lieu thereof the following:

Or for sewers out of the sewer fund provided for in section eight hundred and thirty-one (831), or subdivision three (3) of section eight hundred and ninety-four (894), or section nine hundred and seventy-eight (978), or subdivision three (3) of section ten hundred and five (1005), or for other improvements out of the improvement fund provided for in section eight hundred and thirty (830), or subdivision two (2) of section eight hundred and ninety-four (894), or section nine hundred and seventy-seven (977), or subdivision two (2) of section ten hundred and five (1005) of the code, and acts amendatory thereof as the case may be.

Adopted.

Senator Hazelton moved the adoption of the substitute.

Adopted.

Senator Hazelton moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Classen, Craig, Crossley, Eaton, Emmert, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan,

Nolan, Penrose, Perrin, Porter, Smith, Tallman, Trewin, Wilson, Young—41.

The nays were:

Senators Bolter, Finch, Lyons—8.

Absent or not voting:

Senators Bishop, Cheshire, Fitchpatrick, Titus, Townsend, Wallace—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Finch filed the following explanation of his vote:

I vote "no," because the bill is wholly in the interest of land speculators who never improve, and who will be rewarded for holding property until its value is greatly enhanced by street improvements paid for principally out of the general fund to which they contribute but little.

Senator Crossley moved that the rule be suspended for the purpose of considering House file No. 91 at this time.

A roll call was demanded on the motion.

On the question, Shall the rule be suspended?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Crossley, Emmert, Hazelton, Hubbard, Junkin, Lister, Perrin, Porter, Townsend, Trewin—14.

The nays were:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Eaton, Finch, Garst, Gorrell, Griswold, Harriman, Hayward, Healy Hobart, Hopkins, Lambert, Lewis, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose, Smith, Tallman, Wilson, Young—30.

Absent or not voting:

Senators Brighton, Fitchpatrick, McArthur, Mullan, Titus, Wallace—6.

So the motion to suspend the rule was lost.

SPECIAL ORDER.

On motion of Senator Emmert, Senate file No. 336, a bill for an act to legalize permits of pharmacists, was taken up and considered.

The bill was read for information.

Senator Emmert moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Brighton, Craig, Crossley, Eaton, Emmert, Finch, Garst, Gorrell, Griswold, Hayward, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wilson, Young—39.

The nays were:

None.

Absent or not voting:

Senators Alexander, Bolter, Cheshire, Classen, Fitchpatrick, Harriman, Hazelton, Hubbard, Smith, Titus, Wallace—11.

So the, bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Craig moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Friday, March 30, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Henry McCarven of Des Moines, Iowa.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 304, a bill for an act to provide additional penalties for the illegal sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

Senator Alexander, from the committee on Banks, submitted the following report:

MR. PRESIDENT—Your committee on Banks, to whom was referred House file No. 299, a bill for an act to amend section eighteen hundred and sixty-nine (1869) of chapter twelve (12), title nine (9) of the code, relating to directors of state and savings banks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. S. ALEXANDER,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Banks, to whom was referred House file No. 290, a bill for an act to amend section one hundred and eleven (111) of the code, relating to banks as depositories, beg leave to report that they have had the same under consideration and have instructed

me to report the same back to the Senate with the recommendation that the same do pass.

J. S. ALEXANDER,
Chairman.

Ordered passed on file.

Senator Lambert, from the committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your committee on Fish and Game, to whom was referred House file No. 183½, a bill for an act for the better protection of fish and game, defining the powers of the fish commissioner, and to repeal sections twenty-five hundred and forty-three (2543), twenty-five hundred and fifty-one (2551) of the code, and enact substitutes therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that it do pass:

Amend title of bill by striking out the word "commissioner" in the second line of title and inserting in lieu thereof the words "and game warden" and by inserting after the word "therefor" in the fourth line, the words "and providing penalties for violation thereof."

Amend section 1 by inserting the words "twenty-five hundred and forty-three" before the figures "2543," in the first line of said section, and enclosing said figures in parentheses.

Amend section 1 by striking out the words "native trout" in line eight thereof and by inserting in the ninth line after the word "following," the words "nor any species of trout, between the first day of November and the first day of April following."

Amend section 1 by striking out the word "November" in the eighth line and inserting the word "December" in lieu thereof. Also, by striking out the figures and letters "15th" in ninth line and insert the word "first" in lieu thereof. Also, by striking out the word "May" in the ninth line and inserting the word "June" in lieu thereof.

Amend section 2 by inserting the words "twenty-five hundred and fifty-one" before the figures "2551" in the first line of said section, and enclosing said figures in parentheses.

Amend section 2 by striking out of the fifth line thereof the words "or quail" and inserting before the word "wild" in the same line the word "or;" also, inserting in the sixth line of said section after the word "November" the words "any quail between the 15th day of December and the 15th day of October following."

Amend section 2 by striking out the words "manner of" in the seventh line thereof.

Amend section 2 by inserting after the word "following" in the ninth line of said section the words "any Mongolian pheasants before January 1, 1910."

Amend section 2 by adding thereto the following: "Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction, be punished by a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100), for each bird or animal or violation, as the case may be, or be imprisoned in the county jail not less than five (5) days nor more than thirty (30) days."

Amend section 3 by inserting the words "twenty-five hundred and fifty-four" before the figures "2554," and enclosing said figures in parentheses.

Amend section 3 by adding thereto the following: "Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction, be punished by a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100), for each bird or animal or violation, as the case may be, or be imprisoned in the county jail not less than five (5) days nor more than thirty (30) days."

THOS. LAMBERT,
Chairman.

Ordered passed on file.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 359, a bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, Hancock county, Iowa, in the levy of taxes for schoolhouse purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Adopted.

By unanimous consent, on motion of Senator Harriman, the Senate took up Senate file No. 859 at this time.

The bill was read for information.

Senator Harriman moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had, be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bishop, Cheshire, Classen, Craig, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Wallace, Wilson, Young—85.

The nays were:

None.

Absent or not voting:

Senators Bachman, Ball, Blanchard, Bolter, Brighton, Crossley, Hobart, Hubbard, Lyons, McArthur, Smith, Tallman, Titus, Townsend, Trewin—15.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

BILLS ON THIRD READING.

On motion of Senator Bachman, Senate file No. 354, a bill for an act to legalize the change in the boundary lines of the independent school district of Rodman, Palo Alto county, Iowa, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Bachman moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Craig, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Alexander, Blanchard, Bolter, Brighton, Crossley, Lyons, McArthur, Titus, Trewin—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 237, a bill for an act to amend Section (2348) of the code, relative to bounties on wild animals.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House herewith recalls the following bill: Senate file No. 273.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 266, a bill for an act to amend section 1272 of the code, relative to the appointment of city officers to fill vacancies.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 291, a bill for an act to amend section 1119 of the code, in relation to the marking and validity of ballots.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 295, a bill for an act amending section 1116 of the code, in relation to forms of ballots, and providing that voting upon constitutional amendments or other public measures shall be by separate ballots.

S. M. CART,
Chief Clerk.

SPECIAL ORDER.

On motion of Senator Hayward, Senate file No. 191, a bill for an act to provide for the organization, regulation and government of life insurance companies or associations transacting the business of life insurance on the stipulated premium plan, as herein defined, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

Senator Mullan offered the following amendments and moved their adoption:

- Amend section one (1), line four (4), by inserting after the word "plan," the word "or."

Adopted.

Amend same section by adding thereto the words "and by striking out in the twelfth line the words 'stipulated premium plan or.'"

Adopted.

Senator Moffit offered the following amendment and moved its adoption:

I move to amend paragraph three (3) of section two (2), by striking from the fourth line of the printed bill the words "twenty-five per cent" and inserting in lieu thereof the words "the whole amount."

Senator Healy moved to amend the amendment as follows:

I move to amend the amendment by striking out the last three words "the whole amount" and insert in lieu thereof the words "fifty per cent."

Adopted.

The amendment as amended was adopted.

Senator Mullan moved to amend by striking out the word "insurance" in the sixth line of section 7 of the bill and insert in lieu thereof the word "mortuary."

Adopted.

Senator Mullan moved the adoption of the following amendments:

Strike out the words "limited payment and investment" in lines 5 and 6 of section 8 of the bill.

Adopted.

Amend by striking out the words "together with all surplus and accumulations arising upon all other policies issued hereunder" in lines 9 and 10 of section 8.

Adopted.

Amend by striking out the word "herein" and insert the word "therein" in lieu thereof in line 11 of section 8.

Adopted.

Amend section 10 in the fifth line by striking out the words "a majority" and inserting in lieu thereof the words "three-fourths;" also, by inserting after the word "corporation" in the fifth line, the following: "doing business on a similar plan;" also, by inserting the words "or policy holders" in the next line after the word "stockholder;" also, by inserting the following after the word "question" in the fifth line: "provided such consolidation or reinsurance shall be approved by the auditor of state."

Adopted.

Senator Mullan moved the adoption of the following amendments:

Amend section 10 by striking out of the first line the word "domestic;" also, strike out the words "existing or," in the second line, and insert in lieu thereof the words "incorporated and;" also, by striking out the word "in," in same line, and insert in lieu thereof the words "under the laws of."

Adopted.

Amend section eleven (11) by adding thereto: "A deposit by such association with the auditor of state, of approved securities in an amount equal to the valuation of all limited payment and investment policies, within ninety (90) days, and the full valuation of all ordinary life and all other kinds of policies within seven years from the date of such reincorporation, it shall be deemed a compliance with section eight (8) hereof.

Adopted.

Amended by striking out the words "charter or," in the sixth line of section 14.

Adopted.

Senator Moffit offered the following amendment and moved its adoption:

Add to section 14: "No insurance corporation, company, or association, incorporated and doing business under the laws of this state, shall pay its officers or agents any compensation in excess of the fair and reasonable value of such services to the corporation, and any excess of compensation so paid may be recovered in an action brought in a court of competent jurisdiction against any officer or agent receiving such compensation, or any officer knowingly consenting to the allowance thereof, within three

years from the receipt of said illegal compensation; said action may be brought in the name of the insurance company or association, or may be brought in the name of any shareholder or policy holder for the benefit of said shareholder or policy holder.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Crossley, Eaton, Emmert, Finch, Gorrell, Griswold, Healy, Hobart, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose Perrin, Porter, Smith, Tallman, Townsend, Trewin, Young—33.

The nays were:

Senators Classen, Craig, Fitchpatrick, Hayward, Mullan—5.

Absent or not voting:

Senators Blanchard, Brighton, Cheshire, Garst, Harriman, Hopkins, Hubbard, McArthur, Titus, Wallace, Wilson, Hazelton—12.

So the amendment was adopted.

Senator Mullan moved the adoption of the following amendment:

Amend section 15 by adding after the word "section" in the first line the words and figures, "seventeen hundred and seventy (1770)."

Adopted.

Amend by adding the words and figures, "seventeen hundred and eighty-five (1785)" after the figures "1775," in the second line of section 15.

Adopted.

Senator Moffit offered the following amendment and moved its adoption:

Amend by adding to said bill the following section: Sec. 34. No note shall be accepted as part of the capital of a stock company nor as a premium note for the purpose of organizing a mutual company unless secured by first mortgage upon real estate situated in the state of Iowa and accompanied by a certificate of the clerk of the district court or other courts of record of the county in which the land is situated to the effect that the real estate covered by the mortgage is worth at least double the amount thereof; the provisions of this section shall be held to apply to all insurance companies organized and doing business under chapters 6 and 7, title 9 of the code, and all acts and parts of acts inconsistent herewith are hereby repealed.

Senator Ball offered the following substitute to the amendment offered by Senator Moffit:

Add to section 3 the following:

"Such notes shall be approved by the auditor of state and deposited with him for preservation, and he shall examine the same and the security thereon at least once each year and approve or disapprove the same. In all cases where such notes or any of them are disapproved, the association shall at once substitute new notes therefor to be approved by the auditor, and the certificate authorizing any such association to do business in the state shall be revoked in case it fails to comply with this provision."

Senator Harriman moved that when the Senate adjourn it be to meet at 2 o'clock P. M.

Carried.

Senator Harriman moved that further consideration of Senate file No. 191 be deferred until this afternoon, and that the Senate take up House messages and correct the Journal.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 291, a bill for an act to amend section 1119 of the code, in relation to the marking and validity of ballots.

Read first and second time and referred to committee on Elections.

House file No. 266, a bill for an act to amend section 1272 of the code, relative to the appointment of city officers to fill vacancies.

Read first and second time and referred to committee on Judiciary.

House file No. 237, a bill for an act to amend section 2348 of the code, relative to bounties on wild animals.

Read first and second time and referred to committee on Fish and Game.

Senate file No. 295, a bill for an act amending section 1116 of the code, in relation to form of ballots, and providing that voting upon constitutional amendments or other public measures shall be by separate ballot.

House recalls Senate file No. 273.

Ordered returned to House.

The Journal of yesterday was taken up, corrected and approved.

The President announced that House file No. 389 would be referred to the committee on Senatorial and Representative Districts, it having been previously referred to the wrong committee by mistake.

The hour having arrived the President declared the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

On request of Senator Mullan, leave of absence was granted Senator McArthur.

On request of Senator Lewis, leave of absence was granted Senator Blanchard.

On request of Senator Allyn, leave of absence was granted Senator Arthaud.

REPORTS OF COMMITTEES.

Senator Lambert, from the committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your committee on Fish and Game, to whom was referred Senate file No. 244, a bill for an act to amend section twenty-five hundred and fifty-one (2551) of the code, relating to the protection of game, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. LAMBERT,
Chairman.

Ordered passed on file.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make appropriations to pay for the same, and to pay

the expenses of the commissioners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the bill do pass: That section 1 be amended by striking from the sixth line thereof the words "after named in this act" and inserting in lieu thereof the words "provided for." That section 2 be amended by striking from the second and third lines thereof the words "to mark the positions occupied by Iowa troops in the battle of Shiloh."

Amend section 2 by inserting after the word "Iowa" in the middle of the sixth line the words, "one soldier from the Eighth Iowa."

Also amend said section 2 by striking out all thereof after the word "Governor" in the tenth line thereof.

WARREN GARST,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 257, a bill for an act amending section 123 of the code, and to prohibit the charging off of balances of unexpended appropriations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 217, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make an appropriation to pay for the same, and to pay the expenses of the commissioners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

WARREN GARST,
Chairman.

Adopted.

Senator Alexander, from the committee on Banks, submitted the following report:

MR. PRESIDENT—Your committee on Banks, to whom was referred substitute for House file No. 159, a bill for an act to provide and regulate the administration of trusts by state and savings banks, and loan and trust companies organized under and by virtue of the laws of Iowa, beg leave to report that they have had the same under consideration and have instructed

me to report the same back to the Senate with the recommendation that the same do pass, with the following amendments: Amend the title by striking out the word "provided," in the first line, and insert in lieu thereof the word "permit;" also, strike out the period after the word "Iowa," and insert a comma in lieu thereof, and add the following: "and to amend section eighteen hundred and fifty-five (1855) of the code."

Amend section one (1) by inserting after the word "Iowa" in line two (2), the following: "And located within the county where the estate herein-after mentioned or a part thereof, is situated, or insolvent or ward resides, or deceased resided at the time of his death."

Strike out section four (4) of the bill and add the following in lieu thereof:

Section four (4). Amend section eighteen hundred and fifty-five (1855) of the code by inserting a comma after the word "deposits," in the third line, and the following words, "liabilities that may be incurred by reason of such bank acting as receiver, assignee, guardian, executor, administrator, or trustee."

J. S. ALEXANDER,
Chairman.

Ordered passed on file.

Senator Craig, from the committee on Insurance, submitted the following report:

MR. PRESIDENT—Your committee on Insurance, to whom was referred Senate file No. 213, a bill for an act to provide for the further regulation of life insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

G. M. CRAIG,
Chairman.

Ordered passed on file.

On motion of Senator Harriman, House file No. 29, a bill for an act to amend section 1568 of the code, relating the Russian thistle, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Harriman moved the adoption of the following committee amendments:

Amend by striking out of line 1, section 1 thereof, the words "Russian thistle," and inserting in line 14 thereof, between the words "which" and "thistle," the word "such."

Adopted.

Senator Harriman moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bishop, Brighton, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Wallace, Young—33.

The nays were :

None.

Absent or not voting:

Senators Bachman, Ball, Blanchard, Bolter, Cheshire, Garst, Hazelton, Healy, McArthur, McIntire, Penrose, Smith, Tallman, Titus, Townsend, Trewin, Wilson—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 304, a bill for an act to provide for the greater purity of elections, for the casting, registering, recording and counting of ballots or votes by means of voting machines, and supplementary to, and in aid of the present election laws; also, creating a board of voting machine commissioners and defining their duties, and repealing all laws in conflict with this act.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 276, a bill for an act to amend sections 216 and 224 of the code, relating to the duties of the supreme court reporter and his compensation.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 352, a bill for an act to amend section 1333 of the code, and enacting certain provisions relative to taxing of insurance corporations.

S. M. CART,
Chief Clerk.

On motion of Senator Garst, substitute for House file No. 175, a bill for an act to amend section 1709 of the code relating to insurance, with report of committee recommending amendments was taken up, considered, and the report of the committee was adopted.

The substitute was read for information.

Senator Cheshire offered the following amendments and moved their adoption.

I move to amend line 5 of section 1 by inserting the words "stock or" between the words "the" and "mutual".

Adopted.

Amend by striking out the words "such company shall confine its line of business to that herein named, and shall confine its business to banks, bankers loan companies, trust companies and county treasurers, and shall not issue," in the eighth, ninth, tenth and eleventh lines of section 1, and inserting in lieu thereof the words, "a mutual company organized under this subdivision shall not issue."

Adopted.

Amend by striking out of the eleventh line of section 1, the words "or policies."

Adopted.

The bill was read as amended.

Senator Cheshire moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert,

Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Brighton, Eaton, Harriman, Junkin, McArthur, Smith, Titus, Trewin—9.

The bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Harriman called up House concurrent resolution relative to final adjournment.

Senator Garst moved that the House concurrent resolution relative to adjournment be made a special order for Tuesday next at 10 o'clock A. M.

A roll call was demanded on the motion.

On the question, Shall the amendment prevail?

The yeas were:

Senators Allyn, Bolter, Cheshire, Craig, Crossley, Eaton, Finch, Garst, Hayward, Healy, Hobart, Hopkins, Hubbard, Lewis, Lister, Lyons, McIntire, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Townsend—24.

The nays were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Classen, Emmert, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, Lambert, Mardis, Moffit, Tallman, Trewin, Wallace, Wilson, Young—21.

Absent or not voting:

Senators Blanchard, Brighton, Junkin, McArthur, Titus—5.

So the motion prevailed.

On motion of Senator Perrin, Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the the United States, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The substitute was read for information.

Senator Perrin moved the adoption of the substitute.

Adopted.

By unanimous consent, Senator Bolter moved to amend by striking out the words "words or" from the bill.

Adopted.

Senator Perrin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—46.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Harriman, McArthur, Titus—4.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Alberson offered the following resolution and moved its adoption:

MR. PRESIDENT—Your committee appointed to present resolutions of respect commemorating the life, and services to the state, of William Wilson of Washington, Iowa, report the following and recommend that the same be adopted:

WHEREAS, Hon. Wm. Wilson, late of Washington, and formerly a senator from the Fourteenth district, composed of Washington and Louisa counties, in the Sixteenth and Seventeenth General Assemblies, died at the home of his son in Keota, Keokuk county, on March 22, 1900.

Resolved, That in his death the state has lost an honored and public spirited citizen; a man of strong convictions and mature judgment, who by his long public service has earned the gratitude of the people.

Resolved, That the Senate extend its sincere sympathy to his children, who by his death are bereaved of an affectionate father, and that the Senate present an engrossed copy of these resolutions to his family.

A. N. ALBERSON,
W. R. LEWIS,
L. R. BOLTER.

Unanimously adopted by a rising vote.

HOUSE MESSAGE CONSIDERED.

House file No. 304, a bill for an act to provide for the greater purity of elections, for the casting, registering, recording and counting of ballots or votes by means of voting machines, and supplementary to, and in aid of, the present election laws.

Also creating a board of voting machine commissioners and defining their duties, and repealing all laws in conflict with this act.

Read first and second time and referred to committee on election.

The Senate resumed consideration of Senate file No. 191 which was pending at the hour of the noon adjournment.

The question was on the substitute of Senator Ball to the amendment offered by Senator Moffit.

A roll call was demanded on the substitute.

On the question, Shall the substitute be adopted?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Cheshire, Classen, Craig, Eaton, Emmert, Fitchpatrick, Hayward, Healy, Hobart, Hubbard, Lewis, Lister, McIntire, Mullan, Penrose, Perrin, Smith—21.

The nays were:

Senators Bachman, Bolter, Crossley, Finch, Gorrell, Griswold, Lambert, Lyons, Mardis, Moffit, Nolan, Porter, Tallman, Trewin, Wallace, Wilson, Young—17.

Absent or not voting:

Senators Alexander, Arthaud, Blanchard, Brighton, Garst, Harriman, Hazelton, Hopkins, Junkin, McArthur, Titus, Townsend—12.

So the substitute prevailed.

The amendment as amended prevailed.

Senator Emmert offered the following amendment and moved its adoption:

I move to amend section 15, by inserting in line 4, after the figures 1795 the words, section eighteen hundred and thirty-nine (1839), chapter eight (8).

Adopted.

Senator Healy offered the following amendment and moved its adoption:

Amend by inserting after the word "code," in the fifth line of section 15, the following words: "and all acts amendatory of said sections and chapter and all statutes now or hereafter enacted affecting life insurance companies so far as applicable and not inconsistent with this act."

Adopted.

President *pro tem.* Harriman was called to the chair at 3:35 P. M.

Senator Healy offered the following amendment and moved its adoption:

I move to amend section ten (10) by striking out the words "organized hereunder" in the first line thereof, and amend line 2 of said section by inserting after the word, "corporation" in said line the following words, "organized under this act or which is."

Adopted.

Senator Moffit offered the following amendment and moved its adoption:

Add to section 6 the following: "At no time shall any dividend be declared or paid on the paid up capital stock in excess of 8 per cent per annum, and interest shall not be allowed or paid on the deposit notes."

Senator Junkin moved that the Senate now take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 276, a bill for an act to amend sections 216 and 224 of the code, relating to the duties of the supreme court reporter and his compensation.

Read first and second time and placed upon the Calendar.

Senate file No. 352, a bill for an act to amend section 1333 of the code, and enacting certain provisions relative to taxing of insurance corporations.

Passed on file.

The Senate resumed consideration of Senate file No 191.

Senator Emmert moved the previous question on the amendment of Senator Moffit.

Carried.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Bachman, Bolter, Crossley, Lambert, Lister, Lyons, Moffit, Nolan, Penrose, Porter, Tallman, Wallace, Young—14.

The nays were:

Senators Allyn, Ball, Cheshire, Craig, Eaton, Emmert, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Mardis, Mullan, Perrin, Smith—20.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Blanchard, Brighton, Classen, Finch, Gorrell, Hobart, Lewis, McArthur, McIntire, Titus, Townsend, Trewin, Wilson—16.

So the amendment was lost.

Senator Mullan offered the following amendments and moved their adoption.

Amend by striking out the word "act" in the twelfth line of section 6 and insert the word "section" in lieu thereof.

Adopted.

Amend by striking out the words "by associations organized" in sixth and seventh lines of section 8.

Adopted.

Amend by changing the word "act" to "section" in line seven of section 8.

Adopted:

Senator Mullan moved the previous question.

Carried.

Senator Emmert moved that when the Senate adjourn it be to meet at 8 o'clock for the purpose of working on the Calendar, not including special orders.

Senator Lewis moved to amend by changing the hour to 9 o'clock to-morrow morning.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Ball, Bolter, Brighton, Craig, Eaton, Griswold, Healy, Hobart, Junkin, Lambert, Lewis, Moffit—12.

The nays were:

Senators Alberson, Allyn, Bachman, Bishop, Cheshire, Classen, Crossley, Emmert, Fitchpatrick, Harriman, Hayward, Hopkins, Hubbard, Lister, McIntire, Mardis, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—27.

Absent or not voting:

Senators Alexander, Arthaud, Blanchard, Finch, Garst, Gorrell, Hazelton, Lyons, McArthur, Nolan, Titus—11.

So the amendment was lost.

The original motion prevailed.

Senator Mullan moved that the motion whereby the previous question was ordered be reconsidered.

Carried.

The motion demanding the previous question was then put and lost.

Senator Mullan moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Brighton, Cheshire, Classen, Craig, Eaton, Emmert, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Trewin, Wallace, Wilson—31.

The nays were:

Senators Bishop, Bolter, Crossley, Garst, Harriman, Lyons, McIntire, Nolan, Townsend, Young—10.

Absent or not voting:

Senators Alexander, Arthaud, Blanchard, Finch, Gorrell, Hubbard, McArthur, Tallman, Titus—9.

Senator Mullan offered the following amendments to the title and moved their adoption:

Amend title by adding after the word "act," in the first line, the following words: "relating to insurance companies and associations and."

Adopted.

Amend the title by adding thereto the following: "and providing a penalty for the violation of the provisions hereof."

Adopted.

So the bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senator Hobart moved that House file No. 282, special order No. 5, be postponed until 10 o'clock A. M. Tuesday.

Carried.

Senator Garst moved that the Senate do now adjourn.

Senate adjourned.

EVENING SESSION.

Senate met in regular session at 8 o'clock P. M., pursuant to adjournment, President Milliman presiding.

On request of Senator Garst, leave of absence was granted Senator Ball.

On request of Senator Alberson, leave of absence was granted Senator Lambert.

On request of Senator Alberson, leave of absence was granted Senator Alexander.

REPORT OF COMMITTEE.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred substitute for House file No. 137, a bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa Industrial Reformatory for Females, and to make appropriation therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill be substituted therefor, and that the substitute do pass.

THOS. A. CHESHIRE,
Chairman.

The following substitute was read first and second time:

A bill for an act relating to the Industrial School for Girls and to establish a reformatory for females, at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriations therefor.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. There is hereby established at Anamosa, Iowa, the Iowa industrial reformatory for females.

Sec. 2. Said reformatory shall be under control of the board of control of state institutions, and the immediate management of it shall be in the hands of such officers as said board may deem proper, but the chief executive officer of said institution, so selected by the board, shall appoint all subordinate officers and employes, as provided in chapter 118, acts of the Twenty-seventh General Assembly, and the salary or compensation to be paid any officer or employe of said reformatory shall be fixed in the manner provided in the chapter above referred to. Said reformatory may use and occupy the building now known as the female department of the penitentiary at Anamosa, except the two rooms on the lower floor at the right of the main entrance of the said female department, which may be used as storerooms by said penitentiary and reformatory, and said rooms shall be under the control of the warden of the penitentiary.

Sec. 3. Said reformatory may be opened under the direction of the board of control of state institutions as soon as the female department of the penitentiary and the warden's house shall be completed.

Sec. 4. Any woman or girl committed or transferred to said institution shall be instructed in piety and morality, and in such branches of useful knowledge as are adapted to her age and capacity, and in some regular course of labor as is best suited to her age, strength, disposition and capacity, and as promises best to secure the reformation and future well-being of the inmate, and to that end the board of control is authorized to establish, and cause to be operated in such institution, schools for education and industrial training, as may to them seem best.

Sec. 5. All girls who may now be committed under chapter 8, title 13 of the code, to the Industrial school at Mitchellville may, in the discretion of the district court or judge thereof, be committed to said Industrial school or to this reformatory; *provided*, however, that no girl under 9 years of age shall in any event be committed to said reformatory or to said industrial school under the provisions of this bill or of chapter 8, title 13 of the code.

Sec. 6. Any woman or girl over the age of 14 years, who may be an inmate of the Industrial School for Girls, whom the superintendent of such school may report to the board of control of state institutions as being unruly and incorrigible, and whose presence is constantly dangerous and detrimental to the welfare of such school, may be, upon investigation of the charge by the board of control, and the same being substantiated, ordered transferred by said board of control to said reformatory, to be there kept, under such rules and regulations as may be provided therefor, and for the length of time prescribed by chapter eight (8) of title thirteen (13) of the code.

Sec. 7. The board of control shall have power to order the discharge or parole of any person who is confined under the provisions of this act in said reformatory, said discharge or parole to be a reward for good conduct and for proficiency in studies, and for excellency in work in the industrial department. If paroled, such order shall remain in effect, or terminate under such rules and regulations as may, with the approval of the board, be prescribed.

Sec. 8. The physician, chaplain and storekeeper at the Anamosa penitentiary shall also serve in the same capacity for the Iowa industrial reformatory for females, for the compensation already provided by law.

Sec. 9. At least thirty (30) days prior to the opening of said institution for the reception of inmates, the board of control shall officially notify each judge of the district, superior or police courts, and each clerk of the district court of each county in this state, of the time when such institution shall be open for the reception of inmates.

Sec. 10. The board of control of state institutions shall determine what officers may be necessary at said institution, in addition to the superintendent heretofore provided for, and fix the salaries of the same, and may prescribe their duties; and they shall be appointed in the manner prescribed in chapter 118, acts of the Twenty-seventh General Assembly, which chapter shall apply to and govern said institution in all respects, except as herein provided.

Sec. 11. Heat, light, water, sewer facilities, power to operate machinery if needed, shall all be furnished to said reformatory free by the penitentiary at Anamosa.

Sec. 12. There is hereby appropriated for the support, care, maintenance, clothing and transportation of the inmates of said reformatory, and for the purpose of maintaining the schools therein, the sum of fifteen (\$15) dollars, per month per capita, or so much thereof as may be necessary for each inmate thereof; said per capita to be based upon the average number present for the preceding month, and to be available one month in advance. The chief executive officer of said institution is hereby authorized, a month in advance of said opening, to make estimate herein provided for all supplies for the operation of said institution, on the basis of fifty (50) inmates for the first month. Thereafter, all the provisions of chapter 118, acts of the Twenty-seventh General Assembly, relating to estimates, vouchers, reports, and otherwise shall apply to this institution, providing that said estimates shall be made by the warden of the penitentiary at Anamosa,

Iowa, upon information furnished by the chief executive officer of said institution; and the said warden shall return to the board of control of state institutions, said estimates for approval, and requisitions for supplies needed in said reformatory shall be made upon said warden by such officer of said reformatory as the board of control may designate, and said requisitions shall be honored by the said warden and the storekeeper of said penitentiary.

Sec. 13. For the purpose of establishing and operating proper industries in said institution, there is hereby appropriated the sum of \$1,000 or so much thereof as may be necessary, and for the purpose of furnishing said reformatory there is hereby appropriated the sum of \$1,500, or so much thereof as may be necessary.

Sec. 14. The board of control of state institutions is hereby authorized to make any provisions for the government, discipline and control of said institution, not herein specifically provided for, and not in conflict with law.

Sec. 15. All acts, or parts of acts, in conflict with this act, are hereby repealed.

Sec. 16. This act, being deemed of immediate importance, shall be in force and effect after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Ordered passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 207, a bill for an act to repeal section 2560 of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 351, a bill for an act to regulate the execution by corporations of instruments for the transfer of the title to real or personal property or for encumbering the same by mortgage, trust deeds or otherwise, and for releasing mortgages or trust deeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Order passed on file.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 300, a bill for an act to amend section 422 of the code, rela-

tive to powers of board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

THOS. A. CHESHIRE,
Chairman.

Adopted.

On motion of Senator Harriman, House file No. 145, a bill for an act to repeal section 1385 of the code, and enact a substitute therefor, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Harriman moved the adoption of the following committee amendments:

Amend section 1 by striking out the figures "1385," in the fourth line, and by inserting in lieu thereof the figure "2."

Adopted.

Amend section 2 by adding after the word "administrator," in the third line, not counting the interlineation, the words "or other person in whose name the property is taxed."

Adopted.

Amend section 2 by inserting after the word "notify," in the second line, not including the interlineation, the words, "by registered letter."

Adopted.

Amend said bill by adding the following: "Sec. 3. The appeal herein provided for shall be taken within ten days from the time of the final action of the auditor, by a written notice to that effect to the auditor, and served as an original notice. The court on appeal shall hear and determine the rights of the parties in the same manner as appeals from the board of review, as prescribed in section thirteen hundred and seventy-three (1373) of the code."

Adopted.

Amend section 2 of said bill by striking out the word "five," in the third line thereof, not including the interlineation, and inserting the word "ten" in lieu thereof.

Adopted.

The bill was read as amended.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 352, a bill for an act to amend section thirteen hundred and thirty-three (1333) of the code, and enacting certain provisions relative to the taxing of insurance corporations.

Also:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, Senate file No. 352, a bill for an act to amend section 1333 of the code, and enacting certain provisions relative to the taxing of insurance corporations.

F. L. ARTHAUD,
Chairman.

March 30, 1900.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled Senate file No. 352, a bill for an act to amend section thirteen hundred and thirty-three (1333) of the code, and enacting certain provisions relative to the taxing of insurance corporations.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

On motion of Senator Alberson, House file No. 82, a bill for an act to amend section 2213 of the code, relating to compensation to officers and soldiers of the Iowa National guard, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Alberson moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bishop, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Hopkins, Hubbard, Junkin, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wallace, Wilson, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Blanchard, Bolter, Brighton, Eaton, Finch, Gorrell, Healy, Eobart, Lambert, Lewis, Lyons, McArthur, Smith, Titus, Townsend—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Garst, House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions of Iowa volunteers at the battle of Shiloh, and to make an appropriation to pay for the same and the expenses of the commissioners, with report of committee recommending amendments, was taken up, consipered, and the report of the committee adopted.

The bill was read for information.

Senator Moffit moved the adoption of the following committee amendments:

That section 1 be amended by striking from the sixth line thereof the words "after named in this act," and insert in lieu thereof the words "provided for."

That section 2 be amended by striking from the second and third lines thereof the words "to mark the positions occupied by the Iowa troops in the battle of Shiloh."

Amend section 2 by inserting after the word "Iowa" in the middle of the sixth line the words "one soldier from the Eighth Iowa."

Also amend said section 2 by striking out all thereof after the word "governor" in the tenth line thereof.

Adopted.

The bill was read as amended.

Senator Moffit moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Griswold, Hariman, Hayward, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wallace, Wilson, Young—33.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Blanchard, Bolter, Brighton, Eaton, Finch, Gorrell, Hobart, Lambert, Lewis, Lyons, McArthur, Smith, Titus—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The Senate resumed consideration of House file No. 145.

Senator Trewin moved the adoption of the following amendment:

Amend section two (2), line two (2), by striking out the words "so doing" and inserting in lieu thereof the words "assessing and listing for taxation any omitted property."

Adopted.

Senator Harriman moved to amend the title by adding the words, "relative to the correction of assessment and tax list."

Carried.

The bill was read as amended.

Senator Harriman moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Hopkins, Hubbard, Junkin, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Wilson, Young—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Blanchard, Bolter, Brighton, Eaton, Finch, Garst, Gorrell, Healy, Hobart, Lambert, Lewis, Lyons, McArthur, Titus—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Bachman, Senate file No. 138, a bill for an act to repeal section 1389 of the code and to enact a substitute therefor, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The substitute was read for information.

Senator Crossley offered the following amendment and moved its adoption:

Amend the substitute by designating the second part of section 1 beginning with the words "The treasurer shall its" as section 2 and substituting the figures "3, 4 and 5" for the figures "2, 3 and 4," preceding the following sections.

Adopted.

Senator Crossley offered the following amendment and moved its adoption:

Amend by changing the words "one" and "two" in line two of section 4 to "two" and "three."

Adopted.

Senator Trewin offered the following amendment and moved its adoption:

Amend section 4 of the bill by adding thereto the words "and taxes not so entered for each year shall cease to be a lien."

Adopted.

Senator Lister moved the adoption of the substitute.

Adopted.

Senator Lister moved to reconsider the vote whereby the numbers of the sections of the bill were changed.

Carried.

By unanimous consent Senator Crossley withdrew his amendments.

The bill was read as amended.

Senator Lister moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Cheshire, Craig, Crossley, Emmert, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hubbard, Junkin, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Blanchard, Bolter, Brighton, Classen, Eaton, Finch, Gorrell, Hobart, Hopkins, Lambert, Lewis, Lyons, McArthur, Moffit, Titus, Wilson, Young—21.

Senator Lister moved to amend the title by striking out the word "personal."

Carried.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The president announced that he had signed in the presence of the Senate, Senate file No. 352.

Senator Cheshire moved that the senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Saturday, March 31, 1900. }

Senate met in regular session at 9 o'clock, A. M., President Milliman presiding.

Prayer was offered by Rev. W. B. Sandford of Nevada, Iowa.

On request of Senator Mardis, indefinite leave of absence was granted Senator Eaton.

On request of Senator Moffit, leave of absence was granted Senator Classen.

On request of Senator Moffit, leave of absence was granted Senator Young.

On request of Senator Townsend, leave of absence was granted Senator Arthaud.

On request of Senator Alberson, leave of absence was granted Senator Tallman.

On request of Senator Mullan, leave of absence was granted Senator McArthur.

On request of Senator Mullan, leave of absence was granted Senator Alexander.

On request of Senator Townsend, leave of absence was granted Senator Emmert.

Senator Moffit was called to the chair at 9:10 A. M.

President Milliman resumed the chair at 9:20 A. M.

On motion of Senator Trewin, House file No. 105, a bill for an act to amend section 2778 of the code, relative to the employment of teachers, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The substitute was read for information.

Senator Trewin moved the adoption of the substitute.

Adopted.

Senator Trewin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball, Cheshire, Crossley, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hopkins, Hubbard, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Trewin, Wallace, Wilson—28

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Bishop, Blanchard, Bolter, Brighton, Classen, Craig, Eaton, Emmert, Gorrell, Harriman, Hobart, Junkin, Lewis, McArthur, Mullan, Tallman, Titus, Townsend, Young—22.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Smith offered the following resolution and moved its adoption:

Resolved, That the President of the Senate is hereby directed to appoint a sifting committee consisting of seven members, and when so appointed, all bills, other than appropriation bills, be referred to said committee, and that hereafter, no bills, except appropriation bills, shall be considered, unless personally reported by said committee.

Laid over under the rule.

Senator Penrose offered the following resolution and moved its adoption:

WHEREAS, The historical magazine known as "The Annals of Iowa," was commenced by the State Historical society, at Iowa City, in January, 1863, and continued until October, 1874; and,

WHEREAS, Said publication has long been out of print and impossible to be obtained; and,

WHEREAS, It is deemed most desirable that the public libraries, schools and colleges of this state shall each possess a copy of said work, as embodying more of our history than can at present be found in any other form; therefore,

Resolved, by the Senate, the House concurring: That the trustees of the Iowa state library and the historical department be, and they are hereby requested to make inquiries and report at the next session of the legislature upon what terms said work can be republished by the state, and the cost thereof, for an edition of 1,000 copies.

Adopted.

On motion of Senator Hubbard, substitute for House file No. 234, a bill for an act to legalize sales and manufacture of spiritous, malt and vinous liquors under statements of consent filed prior to October 1, 1897, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

Senator Hubbard moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Cheshire, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Lambert, Lister, Lyols, McIntire, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Trewin, Wilson—27.

The nays were:

Senators Mardis, Wallace—2.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Blanchard, Bolter, Brighton, Classen, Craig, Crossley, Eaton, Emmert, Gorrell, Harriman, Junkin, Lewis, McArthur, Mullan, Tallman, Titus, Townsend, Young—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Allyn, Senate file No. 190, a bill for an act to amend section 125 of the code, relating to the printing and binding of the reports of state officers, with report of

committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Allyn offered the following amendment and moved its adoption:

I move that section one (1) be amended by inserting after the word "cloth" in the fourth line of the printed bill, the words "of the report of the annual assessment of railroad property, 2,000 copies to be bound in paper."

Adopted.

Senator Allyn moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Bolter, Craig, Crossley, Finch, Fitchpatrick, Garst, Griswold, Hayward, Healy, Hopkins, Hubbard, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Smith, Titus, Townsend, Trewin, Wallace, Wilson—30.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Blanchard, Brighton, Cheshire, Classen, Eaton, Emmert, Gorrell, Harriman, Hazelton, Hobart, Junkin, Lewis, McArthur, Mullan, Porter, Tallman, Young—20.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Fitchpatrick, House file No. 874, a bill for an act to amend section 2451 of the code, relative to the revocation of a bar to proceedings against persons selling intoxicating liquors, was taken up and considered.

The bill was read for information.

Senator Fitchpatrick moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bolter, Brighton, Cheshire, Craig, Crossley, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hopkins, Hubbard, Lewis, Lister, Lyons, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Blanchard, Classen, Eaton, Emmert, Garst, Gorrell, Harriman, Hobart, Junkin, Lambert, McArthur, McIntire, Mullan, Nolan, Tallman, Wilson, Young—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Fitchpatrick, Senate file No. 303, a bill for an act to amend section 2451 of the code, relative to the revocation of a bar to proceedings against persons selling intoxicating liquors, was taken up, considered and indefinitely postponed for the reason that a bill of similar character has already passed the Senate.

On motion of Senator Crossley, House file No. 91, a bill for an act to establish and equip schools for special instruction and training of teachers for common schools of this state and to provide for the location of such schools, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Hopkins, Senate file No. 230, a bill for an act to amend chapter 148, of the acts of the Twenty-seventh General Assembly relating to traveling libraries, with report of committee recommending its passage was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Hopkins, moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Brighton, Cheshire, Craig, Crossley, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hopkins, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson—30.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Blanchard, Bolter, Classen, Eaton, Emmert, Finch, Garst, Gorrell, Harriman, Hobart, Hubbard, Junkin, Lyons, McArthur, Mullan, Tallman, Young—20.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in and passed Senate substitute to House file No. 78, a bill for an act to amend section 136 of the code, relating to the printing of the reports of the Academy of Sciences.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 407, a bill for an act to legalize the incorporation of the town of Beaconsfield, Ringgold county, Iowa, and official acts by its officers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 309, a bill for an act to reimburse Wapello county, Iowa, for money paid to the hospital for the insane at Mt. Pleasant, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 214, a bill for an act to amend section 2515 of the code, relative to the appointment by the dairy commissioner of a deputy and an assistant, and fixing their compensation.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 336, a bill for an act to legalize permits of pharmacists.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 359, a bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, Hancock county, Iowa, in the levy of taxes for schoolhouse purposes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 343, a bill for an act to legalize the organization of the independent school district of Rodman, in the county of Palo Alto, and state of Iowa, and the election of the officers thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 354, a bill for an act to legalize the change in the boundary lines of the independent school district of Rodman, in the county of Palo Alto, state of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate file No. 140, a bill for an act to amend section 777 of the code, relating to temporary sidewalks.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make an appropriation to pay for the same, and to pay the expenses of the commissioners.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 82, a bill for an act to amend section 2213 of the code, relating to compensation of officers and soldiers of the Iowa National guard.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 145, a bill for an act to repeal section 1385 of the code, and enact a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to substitute for House file No. 175, a bill for an act to amend section 1709 of the code, relating to insurance.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 29, a bill for an act to amend section 1563 of the code, relating to the Russian thistle.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 325, a bill for an act to amend section 894 of the code, relating to the taxation in cities and towns, and legalizing the acts and proceedings of incorporated towns.

S. M. CART,
Chief Clerk.

On motion of Senator McIntire, substitute for House file No. 14, a bill for an act to repeal chapter 38 of the laws of the Twenty-seventh General Assembly, relative to the cutting of weeds on the public roads, and to enact a substitute in lieu thereof, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Allyn moved the previous question on the amendments and the whole bill.

Carried.

Senator McIntire moved the adoption of the following committee amendments:

Amend by striking out in the seventh line of said bill the words "on or before the first" and inserting in lieu thereof the following: "between the fifteenth day of July and the fifteenth."

Adopted.

Senator Trewin offered the following amendment and moved its adoption:

Add to section 1 the following: "but nothing herein shall prevent the land owner from harvesting the grass grown upon the roads along his land in proper season."

Adopted.

Senator Trewin moved to reconsider the vote whereby the previous question was ordered.

Carried.

The motion demanding the previous question was then put and lost.

Senator McIntire moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Bachman, Ball, Bolter, Brighton, Crossley, Finch, Healy, Hobart, Junkin, Lewis, Lyons, McIntire, Mullan, Penrose, Porter, Smith, Townsend, Trewin, Wilson—20.

The nays were:

Senators Allyn, Blanchard, Cheshire, Garst, Griswold, Huriman, Hazelton, Hopkins, Hubbard, Lister, Mardis, Moffit, Perrin, Wallace—14.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Classen, Craig, Eaton, Emmert, Fitchpatrick, Gorrell, Hayward, Lambert, McArthur, Nolan, Tallman, Titus, Young—16.

So the bill, having failed to receive a constitutional majority, was declared lost.

INTRODUCTION OF BILLS.

By Senator Alberson, Senate file No. 360, a bill for an act to legalize the incorporation of the town of Wellman, Washington county, Iowa, and all acts done and ordinances passed by the council of said town.

Read first and second time.

Senator Alberson moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Blanchard, Brighton, Cheshire, Craig, Crossley, Finch, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wallace, Wilson—33.

The nays were:

None.

Absent or not voting:

Senator: Alexander, Arthaud, Ball, Bishop, Classen, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, Harriman, McArthur, McIntire, Porter, Titus, Townsend, Young—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills, respectfully report that they have examined, and find correctly enrolled, substitute for Senate file No. 8, a bill for an act to add to and amend chapter 10 of the code, in relation to savings banks.

Also, Senate file No. 353, a bill for an act to surrender jurisdiction over real property to be acquired by the United States in the state of Iowa, for the purposes of barracks, drill ground, fort, or other military purposes.

Also, Senate file No. 305, a bill for an act appropriating money for the benefit of the Industrial Home for the Blind at Knoxville.

Also, Senate file No. 131, a bill for an act to amend section 742 of chapter 5, title 5 of the code, relating to the purchase and construction of water-works.

Also, Senate file No. 344, a bill for an act to amend section 602 of the code, relating to the election of officers in newly incorporated towns, and providing for the election of assessors therein.

Also, Senate file No. 333, a bill for an act to legalize the organization of the independent school district of Germania, Kossouth county, Iowa, and acts of its board of directors.

Also, substitute for Senate file No. 178, a bill for an act to amend sections 2622 and 2627 of the code, in relation to the duties and expenses of the superintendent of public instruction.

Also, Senate file No. 281, a bill for an act to amend paragraph 8 of section 89, of the code, relating to the drawing of warrants by the auditor of state.

Also, Senate file No. 13, a bill for an act to amend section 5258, relating to minutes to be kept by grand juries.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 129, a bill for an act to amend section four thousand and fifty-one (4051) of the code, relating to the redemption of real estate sold upon execution.

Also, Joint resolution No. 6, authorizing and recommending the pardon or parole of Cornelius Moelchen.

Also, House file No. 45, a bill for an act to amend section seventeen hundred and forty-three (1743) of chapter (4), title nine (9) of the code, relating to insurance other than life.

Also, House file No. 95, a bill for an act providing for the placing of an Iowa flag at the tomb of Gen. U. S. Grant.

Also, House file No. 283, a bill for an act to legalize the acts and ordinances of the town of Norway, Benton county, Iowa.

Also, House file No. 288, a bill for an act to surrender jurisdiction over grounds to be acquired by the United States, in the city of Boone, in the county of Boone, state of Iowa, for the erection of public buildings thereon.

Also, House file No. 119, a bill for an act to regulate the sale and require the redemption of passenger tickets by common carriers.

Also, House file No. 21, a bill for an act to amend section two hundred and twenty-seven (227) of the code, transferring Harrison county from the Fourth Judicial district to the Fifteenth Judicial district.

Also, substitute for House file No. 93, a bill for an act to legalize the incorporation and ordinances of the town of Rodman, Palo Alto county, Iowa.

Also, House file No. 166, a bill for an act to amend section one (1) of chapter seventy-four (74) of the laws of the Twenty-seventh General Assembly, in relation to the salary of the chief executive officer of the Iowa Soldiers' Orphans' home at Davenport.

Also, House file No. 358, a bill for an act to legalize the incorporation of the incorporated town of McIntire, in Mitchell county, Iowa, and to legalize the acts, proceedings and ordinances thereof.

Also, substitute for Senate file No. 8, a bill for an act to add to and amend chapter 10 of the code, in relation to savings banks.

Also, Senate file No. 353, a bill for an act to surrender jurisdiction over real property to be acquired by the United States in the state of Iowa, for the purposes of barracks, drill ground, fort or other military purposes.

Also, Senate file No. 305, a bill for an act appropriating money for the benefit of the Industrial Home for the Blind at Knoxville.

Also, Senate file No. 131, a bill for an act to amend section 742 of chapter 5, title 5 of the code, relating to the purchase and construction of water-works.

Also, Senate file No. 344, a bill for an act to amend section 602 of the code, relating to the election of officers in newly incorporated towns, and providing for the election of assessors therein.

Senate file No. 333, a bill for an act to legalize the organization of the independent school district of Germania, Kossuth county, Iowa, and acts of its board of directors.

Also, substitute for Senate file No. 178, a bill for an act to amend sections 2622 and 2627 of the code, in relation to the duties and expenses of the superintendent of public instruction.

Also, Senate file No. 281, a bill for an act to amend paragraph numbered 8, of section 89 of the code, relating to the drawing of warrants by the auditor of state.

Also, Senate file No. 13, a bill for an act to amend section 5258, relating to minutes to be kept by grand juries.

Also, House file No. 29, a bill for an act to amend section one thousand, five hundred and sixty-three (1563) of the code, relating to the Russian thistle.

Also, substitute for House file No. 175, a bill for an act to amend section seventeen hundred and nine (1709) of the code, relating to insurance.

F. L. ARTHAUD,

Chairman Senate Committee.

J. P. LYMAN,

Chairman House Committee.

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, Senate file No. 352, a bill for an act to amend section 1333 of the code, and enacting certain provisions relative to the taxing of insurance corporations.

F. L. ARTHAUD,

Chairman.

March 30, 1900.

BILLS ON THIRD READING.

On motion of Senator Nolan, House file No. 9, a bill for an act to amend section 3138 of the code, relating to hotel and innkeepers' liabilities, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Nolan moved the adoption of the following committee amendments:

Amend section 1 by striking out after the words "steamboat owners," in the fourth line thereof.

Adopted.

Amend by adding as section 2 of the bill the following: "Sec. 2. Also, amend said section of the code by striking out the word "or," in the eleventh line, and by inserting after the word "keeper," in the same line, the words "or steamboat owners."

Adopted.

Also, amend the bill by making section 2 of the bill section 3 thereof.

Adopted.

The bill was read for information.

Senator Nolan moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Blanchard, Bolter, Brighton, Cheshire, Craig, Crossley, Finch, Griswold, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Titus, Trewin, Wilson—31.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Classen, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, Harriman, Hobart, Hubbard, McArthur, Porter, Tallman, Townsend, Wallace, Young—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Smith moved that when the Senate adjourned, it be to meet at 2:30 o'clock this afternoon.

Senator Griswold moved to amend by changing the hour to 10 o'clock Monday morning.

Lost.

Senator Trewin moved to amend by changing the hour to 2 o'clock this afternoon.

Carried.

The motion as amended was adopted.

HOUSE MESSAGES CONSIDERED.

House file No. 82, a bill for an act to amend section 2213 of the code, relating to compensation of officers and soldiers of the Iowa National guard.

Passed on file.

House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make an appropriation to pay for the same, and to pay the expenses of the commissioners.

Passed on file.

Senate file No. 140, a bill for an act to amend section 777 of the code, relating to temporary sidewalks.

Passed on file.

Senate file No. 354, a bill for an act to legalize the change in the boundary lines of the independent school district of Rodman, in the county of Palo Alto, state of Iowa.

Passed on file.

Senate file No. 348, a bill for an act to legalize the organization of the independent school district of Rodman, in the county of Palo Alto, and state of Iowa, and the election of the officers thereof.

Passed on file.

Senate file No. 359, a bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, Hancock county, Iowa, in the levy of taxes for school-house purposes.

Passed on file.

Senate file No. 336, a bill for an act to legalize permits of pharmacists.

Passed on file.

Substitute for Senate file No. 214, a bill for an act to amend section 2515 of the code, relative to the appointment by the dairy commissioner of a deputy and assistant, and fixing their compensation.

Passed on file.

House file No. 309, a bill for an act to reimburse Wapello county, Iowa, for money paid to the hospital for the insane at Mt. Pleasant, Iowa.

Read first and second time and referred to committee on Appropriations.

House file No. 325, a bill for an act to amend section 894 of the code, relating to the taxation in cities and towns, and legalizing the acts and proceedings of incorporated towns.

Passed on file.

Substitute for House file No. 175, a bill for an act to amend section 1709 of the code, relating to insurance.

Passed on file.

House file No. 145, a bill for an act to repeal section 1385 of the code, and enact a substitute therefor.

Passed on file.

House file No. 29, a bill for an act to amend section 1563 of the code, relating to the Russian thistle.

Passed on file.

House file No. 78, a bill for an act to amend section 136 of the code, relating to the printing of the reports of the Academy of Sciences.

Passed on file.

House file No. 407, a bill for an act to legalize the incorporation of the town of Beaconsfield, Ringgold county, Iowa, and official acts by its officers.

Read first and second time.

Senator Cheshire moved that the time of adjournment be extended until House file No. 407 be taken up and considered.

Carried.

The bill was read for information.

Senator Cheshire moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Blanchard, Brighton, Cheshire, Crossley, Finch, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lewis, Lister, Lyons, McIntire, Mullan, Nolan, Penrose, Perrin, Titus, Townsend, Trewin, Wallace, Wilson—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Bolter, Classen, Craig, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, Hobart, Hubbard, Lambert, McArthur, Mardis, Moffit, Porter, Smith, Tallman, Young—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., President *pro tem.* Harriman presiding.

On request of Senator Wilson, leave of absence was granted Senator Crossley.

On request of Senator Lyons, leave of absence was granted Senator Townsend.

PETITIONS AND MEMORIALS.

Senator Townsend presented petition of J. T. F. McGrath and others of Monroe county, Iowa, against Senate file No. 124.

Referred to committee on Public Health.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, substitute for Senate file No. 8, a bill for an act to add to and amend chapter 10 of the code, in relation to savings banks.

Also, Senate file No. 353, a bill for an act to surrender jurisdiction over real property to be acquired by the United States in the state of Iowa, for the purposes of barracks, drill ground, fort or other military purposes.

Also, Senate file No. 305, a bill for an act appropriating money for the benefit of the Industrial Home for the Blind, at Knoxville.

Also, Senate file No. 131, a bill for an act to amend section 742 of chapter 5, title 5 of the code, relating to the purchase and construction of water-works.

Also, Senate file No. 344, a bill for an act to amend section 602 of the code, relating to the election of officers in newly incorporated towns, and providing for the election of assessors therein.

Also, Senate file No. 333, a bill for an act to legalize the organization of the independent school district of Germania, Kossuth county, Iowa, and acts of its board of directors.

Also, substitute for Senate file No. 178, a bill for an act to amend sections 2622 and 2627 of the code, in relation to the duties and expenses of the superintendent of public instruction.

Also, Senate file No. 281, a bill for an act to amend paragraph numbered 8 of section 89 of the code, relating to the drawing of warrants by the auditor of state.

Also, Senate file No. 13, a bill for an act to amend section 5258 of the code, relating to minutes to be kept by grand juries.

F. L. ARTHAUD,
Chairman.

March 31, 1900.

REPORT OF COMMITTEE.

Senator Hubbard, from the committee on Claims, submitted the following report:

MR. PRESIDENT—Your committee on Claims, to whom was referred House file No. 76, a bill for an act to reimburse Jones county for costs incurred in prosecutions for the violation of section 4897, code of 1897, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Appropriations.

E. H. HUBBARD,
Chairman.

Adopted.

Also :

MR. PRESIDENT—Your committee on Claims, to whom was referred House file No. 34, a bill for an act to pay over to the estate of William Parks, money uninherited and escheated to and now in the treasury of the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to the committee on Appropriations.

E. H. HUBBARD,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Claims, to whom was referred Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to committee on Appropriations.

E. H. HUBBARD,
Chairman.

Adopted.

The Journal of yesterday was taken up, corrected and approved.

Senator Perrin filed the following motion to reconsider:

I move that the vote by which substitute for House file No. 14 was lost be reconsidered.

On motion of Senator Allyn, Senate file No. 152, a bill for an act to amend sections 118, 119 and 120 of the code, defining the duties of State printer and binder, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Allyn moved the adoption of the following committee amendments:

Amend by striking out the word "and" in first line of title, and to insert the words "and one hundred and twenty (120)" after the words "one hundred and nineteen (119)" of the title.

Adopted.

Also, that the first line of section three (3) be stricken out and insert the following words in lieu thereof: "That section one hundred and twenty (120) be repealed and the following enacted in lieu thereof."

Adopted.

Senator Allyn moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bolter, Cheshire, Craig, Crossley, Finch, Garst, Griswold, Harriman, Hayward, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Titus, Trewin, Wallace, Wilson—32.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Blanchard, Brighton, Classen, Eaton, Emmert, Fitchpatrick, Gorrell, Hazelton, McArthur, Mardis, Porter, Tallman, Townsend, Young—18.

So the bill having received a constitutional majority was declared to have passed the Senate and its title agreed to.

On motion of Senator Cheshire, substitute for House file No. 137, a bill for an act to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make an appropriation therefor, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

The bill was read by sections for amendments.

Senator Healy offered the following amendments and moved their adoption:

Amend section 2 of substitute by striking from lines 2 and 3 of said section, the following words: "in the hands of" and insert in lieu thereof, the word, "under;" also, strike out from the eighth line of said section 2, the words, "the chapter above referred to" and insert in lieu thereof the words "said chapter."

Adopted.

Amend section 4 by striking out from the eighth and last line thereof the words "to them seem" and insert the words "be deemed."

Adopted.

Strike out from the sixth line of section 7 the word "bill" and insert in lieu thereof the word "act."

Adopted.

Strike out from the fourth line of section 5 the word "constantly."

Adopted.

Strike out section 15 and renumber section 16 so same shall be section 15.

Adopted.

Senator Cheshire moved the adoption of the substitute.

Adopted.

Senator Cheshire moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Ball, Bolter, Cheshire, Craig, Finch, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mullan, Nolan, Penrose, Perrin, Smith, Titus, Trewin, Wallace, Wilson—81.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bishop, Blanchard, Brighton, Classen, Crossley, Eaton, Emmert, Fitchpatrick, Garst, Gorrell, McArthur, Mardis, Moffit, Tallman, Townsend, Young—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and title agreed to.

On motion of Senator Penrose, Senate file No. 75. a bill for an act to amend sections 1119 and 1120, chapter 3, title 6 of the code, relative to marking and counting of ballots, with report of committee recommending a substitute, was taken up, considered, and the report of the committee adopted.

The substitute was read for information.

Senator Penrose moved that further consideration of Senate file No. 75 be deferred until next Tuesday morning at 9:30 o'clock A. M.

Carried.

On motion of Senator Craig, House file No. 135, a bill for an act to amend section 2403 of the code, relating to selling or giving to minors or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Craig moved the adoption of the following committee amendments.

Change period at end of section 1 to a comma, and add the following:

In line 6 of section 2403 of the code, after the word "dollars" insert the words "for each offense."

Adopted.

Senator Craig moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Finch, Garst, Griswold, Harri-
man, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin,
Lambert, Lewis, Lister, Moffit, Mullan, Penrose, Perrin,
Smith, Titus, Trewin, Wallace—23.

The nays were:

Senators Craig, McIntire, Nolan, Wilson—4.

Absent or not voting:

Senators Alexander, Alberson, Arthaud, Ball, Bishop,
Blanchard, Bolter, Brighton, Cheshire, Classen, Crossley,
Eaton, Emmert, Fitchpatrick, Gorrell, Healy, Lyons, McAr-
thur, Mardis, Porter, Tallman, Townsend, Young—23.

So the bill, having failed to receive a constitutional majority, was declared lost.

Senator Craig filed the following motion to reconsider:

I move to reconsider the vote by which House file No. 135 was lost.

On motion of Senator Mullan, Senate file No. 210, a bill for an act to amend section 4809 of the code, relating to placing obstructions upon highways, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Senator Mullan moved the adoption of the following amendment:

Strike out all after the word " railway " in the fourth line of the bill.

Adopted.

Senator Mullan moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bolter, Craig, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Lambert, Lewis, Lister, McIntire, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Trewin, Wallace, Wilson—28.

The nays were:

None.

Absent or not voting:

Senators Alexander Arthaud, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Crossley, Eaton, Emmert, Fitchpatrick, Gorrell, Healy, Junkin, Lyons, McArthur, Mardis, Tallman, Titus, Townsend, Young—22.

Senator Mullan moved to amend the title by adding the words "electric and street railways" at the end thereof.

Adopted.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title as amended agreed to.

Senator Trewin called up his motion to reconsider the vote whereby Senate file No. 335 was lost, and moved that it be reconsidered.

Carried.

Senator Trewin moved that the vote whereby Senate file No. 335 passed to a third reading be reconsidered.

Carried.

Senator Trewin moved that the vote whereby the amendment of Senator Porter which previously passed the Senate was adopted be reconsidered.

Carried.

On the question, Shall the amendment offered by Senator Porter which previously passed the Senate be adopted?

Lost.

Senator Trewin offered the following amendments and moved their adoption:

I move to amend Senate file No. 335, by striking out of the third line of section 1, the word "annually" and inserting the word "biennially."

Also, by inserting after the words "September first," in the same line, the words "of each year prior to the convening of the General Assembly."

Also, by striking out of the words "calendar year," in the fifth line of said section, the words "biennial period."

Adopted.

Senator Lambert offered the following amendments and moved their adoption:

I move to amend by striking out all of section 1 after the word "collected" in the tenth line.

Also, by striking out all after the word "documents" in the fifth and sixth lines of section two (2).

Adopted.

The bill was read as amended.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Bachman, Bolter, Finch, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McIntire, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Trewin, Wallace, Wilson—80.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Eaton, Emmert, Fitchpatrick, Lyons, McArthur, Mardis, Tallman, Titus, Townsend, Young—20.

Senator Trewin moved to amend the title by changing the word "annually" to "biennially."

Adopted.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title as amended agreed to.

Senator Hazelton moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Monday, April 2, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. C. L. Stratton, of Red Oak, member of the Twenty-eighth General Assembly.

On request of Senator Ball, leave of absence was granted Senator Titus.

Leave of absence was granted Senator Classen.

The President announced that he had signed, in the presence of the Senate, Senate files Nos. 853, 805, 181, 344, 883, 178, 281, 188, and House files Nos. 93, 129, 358, 166, 21, 119, 288, 283, 95, 29, 175, 45, and Joint resolution No. 6.

The following message was received from the governor and read:

DES MOINES, April 2, 1900.

To the Senate:

I have the honor to inform the Senate that I have approved, signed and caused to be deposited with the secretary of state the following bills originating in your body:

March 29. Senate file No. 345, an act to legalize the incorporation of the town of Brush Creek, Fayette county, Iowa; the change of the name of said town to Arlington; the election of its officers, and official acts done and ordinances passed by the council of said town not in contravention with the laws of Iowa.

Senate file No. 340, an act granting jurisdiction to the United States over one acre of ground, including the grave of Sergeant Charles Floyd, in Woodbury county, Iowa.

Senate file No. 289, an act to legalize the ordinances passed by the incorporated town of West Mitchell, Mitchell county.

Senate file No. 240, an act to establish libraries for the use of teachers, pupils and other residents in all school districts.

Senate file No. 224, an act to legalize the incorporation of the town of Ocheyedan, Osceola county, and all acts done and ordinances passed by the council of said town.

Senate file No. 102, an act authorizing the appointment of a commission to ascertain and exactly determine the positions of Iowa troops in the siege of Vicksburg, and to make an appropriation to pay the necessary traveling expenses of the members of the commission.

Substitute for Senate file No. 90, an act to punish railway train robbers.

Substitute for Senate file No. 52, an act to amend section fifteen hundred and seventy (1570) of the code, relating to the trimming of hedges.

Substitute for Senate file No. 21, an act to amend section two thousand, four hundred and ninety (2490) of the code, relative to the payment of coal miners.

Senate file No. 276, and act to amend section thirty-nine hundred and fifty-eight (3958) of the code, relating to return of executions.

Senate file No. 116, an act to amend section twenty-eight hundred and thirty-one (2831) of the code, relating to county uniformity of text-books.

Senate file No. 194, an act to amend sections two thousand, five hundred and twelve (2512), two thousand, five hundred and thirteen (2513) and two thousand, five hundred and fourteen (2514) of the code, in relation to the inspection of passenger boats.

Senate file No. 92, an act to legalize a special election held in the county of Polk, on the twenty-fifth day of January, 1899, and the proposition submitted at said election, for the purpose of authorizing the board of supervisors of said county to purchase real property at a cost not to exceed one hundred thousand (100,000) dollars, upon which to build a courthouse; to legalize the authority of the board of supervisors of said county to purchase real property for said purpose at a cost not to exceed one hundred thousand (100,000) dollars, and to levy a tax of one-quarter of one mill on the assessed valuation of the taxable property of Polk county, for a period not exceeding twenty (20) years, beginning with the year 1900, to pay the indebtedness created by said purchase, if an indebtedness shall be created thereby.

Senate file No. 60, an act amending section five hundred and seventy-six (576) of the code, relative to the duties of township clerk.

March 30. Senate file No. 352, an act to amend section thirteen hundred and thirty-three (1333) of the code, and enacting certain provisions relative to the taxing of insurance corporations.

LESLIE M. SHAW.

Passed on file.

REPORT OF COMMITTEE.

Senator Bachman, from the committee on Public Health, submitted the following report:

MR. PRESIDENT—Your committee on Public Health, to whom was referred substitute for House file No. 200, a bill for an act to prohibit the use of tobacco by minor persons under sixteen years of age, and by all minor pupils in public schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. W. BACHMAN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred House file No. 219, a bill for an act to amend section 1, chapter 67 of the laws of the Twenty-seventh General Assembly, in relation to the state board of health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

E. W. BACHMAN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Public Health, to whom was referred substitute for House file No. 112, a bill for an act to amend section 2507 of the code, relating to inspection of petroleum products, and providing for payment of inspection, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended, that the same do pass:

Amend by striking out "section 2" thereof.

E. W. BACHMAN,
Chairman.

Ordered passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution, relative to securing copies of the Annals of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 360, a bill for an act to legalize the incorporation of the town of Wellman, Washington county, Iowa, and all acts done and ordinances passed by the council of said town.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 33, a bill for an act to amend sections 2390 and 2393 of the code, relating to bonds of pharmacists.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 274, a bill for an act to amend section 1998 of the code, relating to the condemnation of additional ground for railway purposes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 387, a bill for an act to legalize the change of the corporate name of the town of Franklin Centre, Lee county, Iowa, and change the name to Franklin.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 225, a bill for an act to amend section 316 of the code, relating to attorneys resident in other states.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 344, a bill for an act to amend chapter 53, of the acts of the Twenty-seventh General Assembly, relative to quarantine of certain nursery stock infested with San Jose scale.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 260, a bill for an act to amend sections five thousand six hundred and sixty-two (5662), and five thousand six hundred and sixty-seven (5667) of the code, relating to bonds of wardens and clerks of the penitentiaries.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 394, a bill for an act to legalize the acts of the board of supervisors of Delaware county, Iowa, relating to the levying of a tax for the support of the poor and legalizing the tax so levied.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 328, a bill for an act to amend section three hundred and seventy-three (373) of the code, relating to commission of notaries public.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the Senate is asked:

Senate file No. 254, a bill for an act to amend section seven hundred and ninety-nine (799) of the code, relating to street improvements and special assessment.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 316, a bill for an act to provide for the registration of voters, the holding of elections and canvassing of votes in independent school districts.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 9, a bill for an act to amend section 3138 of the code, in relation to hotel and innkeepers' liabilities.

S. M. CART,
Chief Clerk.

HOUSE MESSAGES CONSIDERED.

House file No. 816, a bill for an act to provide for the registration of voters, the holding of elections, and canvassing of votes in independent school districts.

Read first and second time and referred to committee on Elections.

Senate file No. 254, a bill for an act to amend section 799 of the code, relating to street improvements and special assessments.

Passed on file.

House file No. 828, a bill for an act to amend section 373 of the code, relating to commissions of notaries public.

Read first and second time and referred to committee on Judiciary.

House file No. 394, a bill for an act to legalize the acts of the board of supervisors of Delaware county, Iowa, relating to the levying of a tax for the support of the poor and legalizing the tax so levied.

Read first and second time and referred to committee on Judiciary.

Senate file No. 260, a bill for an act to amend sections 5662 and 5667 of the code, relating to bonds of wardens and clerks of the penitentiaries.

Passed on file.

House file No. 844, a bill for an act to amend chapter 53 of the acts of the Twenty-seventh General Assembly, relative to quarantine of certain nursery stock infested with San Jose scale.

Passed on file.

Senate file No. 225, a bill for an act to amend section 316 of the code, relating to attorneys resident in other states.

Passed on file.

House file No. 387, a bill for an act to legalize the change of the corporate name of the town of Franklin Center, Lee county, Iowa, and change the name to Franklin.

Read first and second time and referred to committee on Judiciary.

Senate file No. 274, a bill for an act to amend section 1998 of the code, relating to the condemnation of additional ground for railway purposes.

Passed on file.

Senate file No. 33, a bill for an act to amend sections 2390 and 2393 of the code, relating to bonds of pharmacists.

Passed on file.

Senate file No. 360, a bill for an act to legalize the incorporation of the town of Wellman, Washington county, Iowa, and all acts done and ordinances passed by the council of said town.

Passed on file.

House file No. 9, a bill for an act to amend section 3188 of the code, in relation to hotel and innkeepers' liabilities.

Passed on file.

Concurrent resolution to securing copies of the Annals of Iowa.

Passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 336, a bill for an act to regulate caucus and primary elections and to repeal chapter 111 of the laws of the Twenty-seventh General Assembly.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 156, a bill for an act to amend section 370 of the code, relating to administrators, guardians, trustees and referees depositing funds with clerks of district courts.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 274, a bill for an act to amend section seventeen hundred and nine (1709), chapter four (4), title nine (9) of the code, relating to insurance.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 357, a bill for an act to repeal section 732 of the code and to enact a substitute therefor authorizing the councils of cities and towns, including cities acting under special charters, to levy a tax for the maintenance of a public library and for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 355, a bill for an act appropriating money for the completion of the classification of state library.

S. M. CART,
Chief Clerk.

BILLS ON THIRD READING.

On motion of Senator Garst, Senate file No. 257, a bill for an act to amend section 123 of the code, and to prohibit the charging off of balances of unexpended appropriations, with

report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Bolter, Cheshire, Craig, Emmert, Finch, Garst, Griswold, Harriman, Hayward, Hazleton, Hopkins, Junkin, Lambert, Lewis, Lister, Moffit, Nolan, Perrin, Porter, Trewin, Wallace, Wilson—26.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Classen, Crossley, Eaton, Fitchpatrick, Gorrell, Healy, Hobart, Hubbard, Lyons, McArthur, McIntire, Mardis, Mullan, Penrose, Smith, Tallman, Titus, Townsend, Young—24.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Lewis, Senate file No. 251, a bill for an act to amend section 471 of the code, relative to payment of per diem of county superintendents, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lewis moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Bachman, Ball, Cheshire, Craig, Emmert, Griswold, Harriman, Hayward, Hazelton, Hopkins, Junkin, Lambert, Lyons, McArthur, McIntire, Moffit, Nolan, Perrin, Trewir, Wallace—21.

The nays were:

Senators Arthaud, Bolter, Finch, Lewis, Lister, Porter, Smith—7.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Classen, Crossley, Eaton, Fitchpatrick, Garst, Gorrell, Healy, Hobart, Hubbard, Mardis, Mullan, Penrose, Tallman, Titus, Townsend, Wilson, Young—22.

So the bill, having failed to receive a constitutional majority, was declared lost.

Senator Harriman offered the following resolution and moved its adoption:

I move to amend standing rule No. eleven (11) by inserting after the word "question," in the sixth line thereof, the following:

But shall not preclude a motion for the suspension of the rule for the third reading of the bill or joint resolution.

Laid over under the rule.

Senator Hayward offered the following resolution and moved its adoption:

Resolved, That from and after this date the Senate hold three sessions a day, and that the time for convening each day until the close of the session be as follows: 9:30 A. M., 2 P. M. and 8 P. M.

Laid over under the rule.

The Journal of Saturday was taken up, corrected and approved.

On motion of Senator Harriman, House file No. 144, a bill for an act to amend section 1348 of the code, relative to license of peddlers, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Harriman moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Craig, Emmert, Finch, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Perrin, Smith, Trewin, Wallace, Wilson—30.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Classen, Crossley, Eaton, Fitchpatrick, Gorrell, Hobart, Hubbard, Mardis, Penrose, Porter, Tallman, Titus, Townsend, Young—20.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Hayward, Senate file No. 221, a bill for an act to amend section 2764 of the code, relating to the taking of school census, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Hayward moved the adoption of the following committee amendments:

Amend by inserting a comma after the word "may" in the sixth line.

Adopted.

Strike out of lines 6, 7 and 8 the following words: "begin the enumeration of persons of school age on or after the first day of July and May, by and;" strike out of line 8 the word "directors" and insert in lieu thereof the word "board."

Adopted.

Senator Hayward moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Craig, Emmert, Finch, Griswold, Harriman, Hayward, Hazelton,

Healy, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Trewin, Wallace—29.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Classen, Crossley, Eaton, Fitchpatrick, Garst, Gorrell, Hobart, Hubbard, Mardis, Penrose, Tallman, Titus, Townsend, Wilson, Young—21.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

By unanimous consent, the Senate took up and considered joint resolution relative to final adjournment.

Senator Garst moved to amend the joint resolution by making the date Friday, April 6th, at 12 o'clock noon.

Carried.

The joint resolution relative to final adjournment as amended, was adopted.

Senator Healy moved to reconsider the vote whereby the joint resolution relative to final adjournment was adopted.

Laid over.

On motion of Senator Trewin, House file No. 260, a bill for an act to amend section 1889 of the code, relating to the giving of a full and correct list of the names and residences of the officers and shareholders of any bank and the number of shares held by each, and the receiving of time deposits by loan and trust companies, with report of committee recommending amendments, was taken up, considered, and the report of the committee adopted.

Senator Trewin moved the adoption of the following committee amendments:

Amend by striking out all of line two (2) after the word "to;" all of line three (3), and all of line four (4) except the last two (2) words.

Adopted.

Also, amend section one (1) by striking out of line two (2) the words "adding thereto," and inserting in lieu thereof the word "inserting."

Adopted.

The bill was read as amended.

Senator Trewin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Craig, Crossley, Emmert, Finch, Garst, Griswold, Harri-
man, Hayward, Hazelton, Healy, Hobart, Hopkins,
Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire,
Moffit, Nolan, Perrin, Smith, Wallace, Wilson—30.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter,
Brighton, Classen, Eaton, Fitchpatrick, Gorrell, Hubbard,
Mardis, Mullan, Penrose, Porter, Tallman, Titus, Townsend,
Trewin, Young—20.

So the bill, having received a constitutional majority, was declared to have passed the Senate and the title agreed to.

Senator Smith called up the resolution offered by him last Saturday in regard to Sifting committee, which was read and considered.

Senator Smith moved that the resolution be adopted.

On the question, Shall the resolution be adopted?

The resolution was adopted.

On motion of Senator Garst, Senate file No. 347, a bill for an act to amend section 166 of the code, with report of committee recommending passage, was taken up and considered, and the report of the committee adopted.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Craig, Crossley, Emmert, Garst, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Nolan, Perrin, Smith, Wallace, Wilson—28.

The nays were:

None.

Absent or not voting.

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Classen, Eaton, Finch, Fitchpatrick, Gorrell, Harri-
man, Hubbard, Mardis, Mullan, Penrose, Porter, Tallman, Titus, Townsend, Trewin, Young—22.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Nolan moved that the Senate take up House mes-
sages.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 355, a bill for an act appropriating money for the completion of the classification of state library.

Read first and second time and referred to committee on Appropriations.

House file No. 357, a bill for an act to repeal section 732 of the code, and to enact a substitute therefor, authorizing the council of cities and towns, including cities acting under special charters, to levy a tax for the maintenance of a public library, and for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness.

Read first and second time and referred to committee on Cities and Towns.

House file No. 274, a bill for an act to amend section 1709, chapter 4, title 9 of the code, relating to insurance.

Read first and second time and referred to committee on Insurance.

Senate file No. 156, a bill for an act to amend section 370 of the code, relating to administrators, guardians, trustees and referees depositing funds with the clerk of district court.

Passed on file.

House file No. 336, a bill for an act to regulate caucus and primary elections and to repeal chapter 111 of the laws of the Twenty-seventh General Assembly.

Read first and second time and referred to committee on Elections.

On motion of Senator Emmert, House file No. 189, a bill for an act to amend section 1571 of the code, as regards steam threshers on public highways, with report of committee recommending its passage, was taken up, considered, and the report of committee adopted.

Senator Lewis moved that when the Senate adjourn it be until 2 o'clock this afternoon, and that the time of adjournment be extended until the completion of the roll call on the bill under consideration.

Carried.

Senator Emmert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Craig, Crossley, Emmert, Finch, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Trewin, Wallace, Wilson—31.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Classen, Eaton, Fitchpatrick, Garst, Gorrell, Hobart,

Hubbard, Mardis, Penrose, Tallman, Titus, Townsend, Young—19.

So the bill, having received a constitutional majority was declared to have passed the Senate and its title agreed to.

Senator Lewis offered the following amendment to House file No. 282, which was ordered printed in the Journal.

Senator Lewis moved to amend House file No. 282, by striking out all after enacting clause and inserting the following:

Section 1. That when any corporation, incorporated under the laws of this state shall pay, or promise to pay, persons, officers or servants who furnish no property or render no actual service, or more than a just and reasonable compensation for property furnished or service rendered, to such corporation, any person interested therein, either as owner, stockholder or creditor may bring an action in the district court of the county in which its principal place of business is situated or in which its articles of incorporation are recorded, making the corporation and such person, officer or servant, defendants therein, for judgment and decree fixing the number of officers or servants to be employed in and about the management and transaction of the business of such corporation, and the compensation to be paid each, and for property furnished.

Sec. 2. Such action shall be, and shall be triable as an action in equity, except that it shall be triable at the first term after legal and timely service, and shall not be continued against the objection of the adverse party, for the taking of depositions, unless cause for continuance is shown as in ordinary actions.

Sec. 3. The court shall, by the judgment and decree fix the number of officers and servants to be employed in and about the management and transaction of the business of the corporation and the compensation to be paid each, and for property actually furnished and the manner and times of payments thereof, according to the requirements of the business and the just and reasonable value of the service rendered and to be rendered, and the property furnished and to be furnished. and shall enjoin all payments in excess of those so adjudged and decreed.

Sec. 4. If it shall be found in such action that any person, officer or servant of such corporation has, within the last three years immediately preceding the commencement of the action, been paid money or property in excess of the compensation so fixed by the court, judgment and decree shall be entered for the repayment of such excess with interest, to such corporation, which shall be treated as assets of the corporation; or if, after such judgment and decree fixing such compensation has been entered, excessive payments shall be made to any defendant in the action, it shall be treated as pending, and after legal and timely notice and motion therefor, judgment and decree shall be entered in such action in like manner for repayment of such excess; or if payments in violation of such judgment and decree are afterwards made to persons, officers or servants of such corporation not parties, they may be made parties by notice and supplemental

pleadings in such action, or a separate action brought at law or in equity for the recovery of such excessive payments, which, when collected, shall be disposed of in like manner.

Sec. 5. This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

The President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock, P. M., pursuant to adjournment, President Milliman presiding.

On request of Senator Lyons leave of absence was granted Senator Perrin.

On request of Senator Emmert, leave of absence was granted Senator Townsend.

On request of Senator Mullan, leave of absence was granted Senator Alexander.

INTRODUCTION OF BILLS.

By Senator Hazelton, Senate file No. 361, a bill for an act to amend section 2773 of the code, in relation to the selection of schoolhouse sites.

Read first and second time and referred to Committee on Judiciary.

Senator Perrin demanded a roll call for the purpose of ascertaining if a quorum is present.

The Senators who answered to the roll call were.

Senators Alberson, Arthaud, Bachman, Ball, Bolter, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Penrose, Perrin, Wallace, Wilson—30.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Cheshire, Eaton, Harriman, Hobart, Hubbard, McArthur, Mullan, Nolan, Porter, Smith, Tallman, Titus, Townsend, Trewin, Young—20.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Substitute for Senate files Nos. 135 and 193, a bill for an act authorizing the issuance by the educational board of examiners of special certificates and to repeal section 2630 of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Substitute for Senate file No. 310, a bill for an act to amend section 2750 of the code, relating to special meetings of voters of school corporations.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 143, a bill for an act to amend section twenty-five hundred and eighty-three (2583), chapter seventeen (17), title twelve (12) of the code, relating to the compensation of the secretary of the board of medical examiners.

S. M. CART,
Chief Clerk.

On motion of Senator Moffit substitute for House file No. 138, a bill for an act to amend section 5716, chapter 2, title 26 of the code, relating to the compensation of turnkeys and guards at penitentiaries of Iowa, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Smith moved that Senate file No. 105 be substituted for the bill under consideration.

Senator Mullan moved the adoption of the following committee amendment:

That the word "sixty" in the fourth line of section 1 be stricken out, and the word "fifty" inserted in lieu thereof.

Adopted.

Senator Smith moved the adoption of the substitute.

A roll call was demanded on the substitute.

On the question, Shall the substitute be adopted:

The yeas were:

Senators Ball, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Griswold, Hayward, Hobart, Hubbard, Lambert, Lister, Lyons, McIntire, Mardis, Mullan, Nolan, Porter, Smith, Wilson—28.

The nays were:

Senators Alberson, Harriman, Hopkins, Lewis, McArthur, Moffit, Penrose, Trewin, Wallace—9.

Absent or not voting:

Senators Alexander, Allyn, Arthaud, Bachman, Bishop, Blanchard, Bolter, Brighton, Eaton, Gorrell, Hazelton, Healy, Junkin, Perrin, Tallman, Titus, Townsend, Young—18.

So the substitute was adopted.

Senator Smith moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Cheshire, Classen, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, McArthur, McIntire, Mullan, Penrose, Smith, Trewin, Wallace—23.

The nays were:

Senators Alberson, Arthaud, Ball, Bolter, Craig, Crossley, Emmert, Gorrell, Lambert, Lyons, Mardis, Moffit, Nolan, Porter, Wilson—15.

Absent or not voting:

Senators Alexander, Allyn, Bachman, Bishop, Blanchard, Brighton, Eaton, Perrin, Tallman, Titus, Townsend, Young—12.

So the bill, having failed to receive a constitutional majority, was declared lost.

Senator Moffit filed the following motions to reconsider:

I move to reconsider the vote by which Senate file No. 105 was lost.

I move to reconsider the vote by which Senate file No. 105 passed to a third reading.

On motion of Senator Garst, Senate file No. 338, a bill for an act to amend sections 2587 and 2590 of the code, relating to the compensation of the pharmacy commissioners, was taken up and considered.

The bill was read for information.

Senator Junkin offered the following amendment and moved its adoption:

I move to amend section 1, by inserting after the word "month" in the fourth line thereof the following: Strike out the word "quarter" in the last line of said section twenty-five hundred and eighty-seven (2587) and insert the word "month" in lieu thereof.

Adopted.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Arthaud, Bachman, Ball, Bolter, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Porter, Smith, Titus, Trewin, Wallace, Wilson—38.

The nays were:

None.

Absent or not voting:

Senators Alexander, Alberson, Allyn, Bishop, Blanchard, Brighton, Cheshire, Eaton, Perrin, Tallman, Townsend, Young—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

Substitute for Senate files Nos. 135 and 193, a bill for an act authorizing the issuance by the educational board of examiners of special certificates and to repeal section 2630 of the code.

Read first and second time.

The House amendments were read.

Senator Lewis moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Bolter, Cheshire, Classen, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, Mardis, Moffit, Mullan, Nolan, Porter, Smith, Titus, Wallace, Wilson—38.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Craig, Crossley, Eaton, Garst, Hazelton, McIntire, Penrose, Perrin, Tallman, Townsend, Trewin, Young—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senate file No, 143, a bill for an act to amend section 2583, chapter 17, title 12 of the code, relating to the compensation of the secretary of the board of medical examiners.

Passed on file.

Substitute for Senate file No. 310, a bill for an act to amend section 2750 of the code, relating to special meetings of voters of school corporations.

Passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for House file No. 205, a bill for an act to amend section 1710 of the code, relating to insurance other than life.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House concurred in Senate amendments to House file No. 260, a bill for an act to amend section 1889 of the code, relating to the receiving of time deposits by loan and trust companies.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Substitute for Senate file No. 160, a bill for an act to repeal chapter 19, title 12 of the code and enacting a substitute therefor establishing a board of dental examiners and regulating the practice of dentistry.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Senate file No. 230, a bill for an act to amend chapter 148 of the acts of the Twenty-seventh General Assembly of Iowa, relating to traveling libraries.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Senate file No. 318, a bill for an act to amend section 2881 of the code, relating to the compensation of the State librarian and his assistants.

S. M. CART,
Chief Clerk.

On motion of Senator Hayward, Senate file No. 381, a bill for an act to amend paragraph 7 of section 1304 of the code, relating to exemptions, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Hayward moved the adoption of the following as a substitute for section 1 of the bill:

Section 1. The provisions of substitute divisions 7 of section 1304 of the code, are hereby extended to include any honorably discharged soldier or sailor of the Mexican war, or any such widow of such soldier or sailor.

Adopted.

Senator Hayward moved to strike out section 2 of the bill.

Carried.

Senator Ball moved to amend by inserting the words "or late Spanish" after the word "Mexican," in the fifth line of the bill.

A roll call was demanded.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Bachman, Ball, Craig, Crossley, Garst, Hubbard, Titus, Wilson—8.

The nays were:

Senators Alberson, Arthaud, Cheshire, Emmert, Finch, Griswold, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Trewin, Wallace—25.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Classen, Eaton, Fitchpatrick, Gorrell, Harriman, Hayward, Lyons, Mullan, Tallman, Townsend, Young—17.

So the amendment was lost.

Senator Hayward moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazleton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wallace, Wilson—38.

The nays were:

None.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Bolter, Brighton, Eaton, Finch, Harriman, Tallman, Townsend, Young—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Perrin called up his motion to reconsider the vote whereby House file No. 14 was lost.

Senator Perrin moved that the vote whereby House file No. 14 was lost be reconsidered.

Carried.

Senator Perrin moved that the vote whereby House file No. 14 passed to a third reading be reconsidered.

Carried.

The bill was read.

Senator Perrin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Bolter, Cheshire, Classen, Crossley, Emmert, Finch, Gorrell, Hayward, Hazleton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lyons,

McArthur, McIntire, Mardis, Mullan, Perrin, Porter, Smith, Titus, Trewin, Wilson—29.

The nays were:

Senators Garst, Griswold, Lambert, Lister—4.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Craig, Eaton, Fitchpatrick, Harriman, Lewis, Moffit, Nolan, Penrose, Tallman, Townsend, Wallace, Young—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House requests the return of Senate file No. 318, a bill for an act to amend section twenty-eight hundred and eighty one (2881) of the code, relating to the compensation of the state librarian and his assistants.

S. M. CART,
Chief Clerk.

Ordered returned to the House.

INTRODUCTION OF BILLS.

By Senator Trewin, Senate file No. 862, a bill for an act to amend an act of the Twenty-eighth General Assembly of Iowa, approved March 30, 1900, entitled an act "to amend section 1833 of the code and enacting certain provisions relative to the taxing of insurance companies.

Read first and second time and ordered printed in Journal and to be considered to-morrow morning.

SENATE FILE NO. 362—BY TREWIN.

A bill for an act to amend an act of the Twenty-eighth General Assembly of Iowa, approved March 30, 1900, entitled an act "to amend section thirteen hundred and thirty-three of the code and enacting certain provisions relative to the taxing of insurance companies."

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section five (5) of an act of the Twenty-eighth General Assembly of Iowa, approved March 30, 1900, entitled an act "to amend section thirteen hundred and thirty-three (1333) of the code, and enacting certain provisions relative to the taxing of insurance companies" be and is hereby amended by adding thereto the following:

Provided, however, that no company or association that provides for endowment or term policies for a period less than twenty years or that

promises an endowment or cash surrender value, in excess of the amount of of insurance indemnity, shall on such policies be entitled to make any deduction from its gross receipts for the amount of matured endowments dividends to policy holders, or because of the increase in the reserve as, provided in this section.

Sec. 2. This act shall apply to the certificates to do business, which may be issued under the act hereby amended, with the same force and effect as if this amendment were a part of said act when passed, and all payments which have been or may be made to procure certificates, under said act, for the year 1900 shall be based on or corrected to comply with said original act as amended by this act.

Sec. 3. This act, being deemed of immediate importance shall, take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

BILLS ON THIRD READING.

On motion of Senator Smith, House file No. 179, a bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read by sections for amendments.

Senator Trewin offered the following amendments and moved their adoption:

I move to amend section 2, line 2, of House file No. 179, by striking out the words "as a livelihood."

Adopted.

Senator Trewin moved to amend by striking out the word "heretofore" in line 2, of section 9.

Adopted.

Insert in line 11, section 9, after the word "requirements," "and eligible to practice under section 2 hereof."

Adopted.

President *pro tem.* Harriman was called to the chair at 4:20 o'clock P. M.

Senator Ball moved to amend by striking out of section 11, in line 2 the words "and incidental."

Adopted.

Senator Mullan offered the following amendment and moved its adoption:

Insert in lieu of the word "incidental" in line 2 of section 11, the words "and hotel."

Lost.

Senator Finch moved to amend by striking out the sixth and seventh lines of section 12.

Adopted.

Senator Trewin offered the following amendments and moved their adoption:

Strike out section 16 of the bill.

Amend by adding as section 16 the following:

The board shall render under oath, annually, on January 1st to the executive council, an account of all fees collected, per diem and expenses paid, and pay over the balance into the state treasury.

Adopted.

Senator Smith moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Arthaud, Bachman, Ball, Classen, Craig, Emmert, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lyons, Mardis, Moffit, Mullan, Penrose, Perrin, Smith, Titus, Trewin, Wilson—28.

The nays were:

Senators Bolter, Gorrell, Lister, McArthur, McIntire, Porter—6.

Absent or not voting:

Senators Alexander, Allyn, Bishop, Blanchard, Brighton, Cheshire, Crossley, Eaton, Finch, Healy, Junkin, Tallman, Townsend, Wallace, Young, Nolan—16.

Senator Smith moved to amend the title by adding the words "and providing penalties for the violation thereof."

Adopted.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title as amended agreed to.

On motion of Senator McIntire, Senate file No. 84, a bill for an act to provide for the cutting of weeds on public roads, was taken up, considered, and indefinitely postponed for the reason that a bill of similar character has already passed the Senate.

Senator Lewis filed the following motion.

I move to reconsider the vote to-day by which the concurrent resolution fixing the time for the adjournment of the Senate and House of Representatives was fixed, and the vote by which such resolution was amended, changing the day for such adjournment from Thursday, April 5th to Friday, April 6, 1900.

REPORT OF COMMITTEE.

Senator Lambert, from the committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your committee on Fish and Game, to whom was referred House file No. 237, a bill for an act to amend section two thousand three hundred and forty-eight (2348) of the code, relative to the bounties on wild animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. LAMBERT,
Chairman

Ordered passed on file.

The President announced the following sifting committee, under resolution offered by Senator Smith and adopted this morning: Senators Healy, Harriman, Trewin, Lewis, Titus, Smith and Porter.

Senator McArthur moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Tuesday, April 3, 1900. }

Senate met in regular session at 9 o'clock, A. M., President Milliman presiding.

Prayer was offered by Rev. T. Reeves of Keokuk, Iowa.

PETITIONS AND MEMORIALS.

Senator Perrin presented remonstrance of A. M. Hall and fourteen others, voters of independent district of Richland township, Chickasaw county, Iowa, against consolidation of independent school districts into township system.

Referred to committee on Schools.

HOUSE MESSAGES CONSIDERED.

Substitute for House file No. 205, a bill for an act to amend section 1710 of the code, relating to insurance other than life.

Read first and second time and referred to Sifting committee.

House file No. 260, a bill for an act to amend section 1889 of the code, relating to the receiving of time deposits by loan and trust companies.

Passed on file.

Substitute for Senate file No. 160, a bill for an act to repeal chapter 19, title 12 of the code, and enacting a substitute therefor creating a board of dental examiners, and regulating the practice of dentistry.

Passed on file.

Senate file No. 280, a bill for an act to amend chapter 148 of the Twenty-seventh General Assembly of Iowa, relating to traveling libraries.

Passed on file.

REPORTS OF COMMITTEES.

Senator Lister, from the committee on Federal Relations, submitted the following report:

MR. PRESIDENT—Your committee on Federal Relations, to whom was referred House concurrent resolution, relative to an appropriation to commemorate the one hundredth anniversary of the acquisition of the Louisiana territory by the United States, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be adopted.

G. W. LISTER,
Chairman.

Adopted.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 59, a bill for an act to amend chapter seven (7), of title five (5) of the code of 1897, entitled "of street improvements, sewers, and special assessments," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 234, a bill for an act to amend chapter 14, of title 5 of the code, and granting additional powers to cities under special charters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 239, a bill for an act to amend section 770 of the code, in relation to powers of cities to require railroad companies to construct viaducts across their track along streets, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 316, a bill for an act to amend section 565 and section 1074 of the code, providing for the election of township trustees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

Senator Hayward, from the committee on Charitable Institutions, submitted the following report:

MR. PRESIDENT—Your committee on Charitable Institutions, to whom was referred House file No. 192, a bill for an act to repeal chapter seven (7), title thirteen (13) of the code, in relation to the Institution for Feeble-Minded Children, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that it do pass:

Amendment to House file No. 192.

Amend by striking out section 2, thereof and changing the numbering of the succeeding sections to correspond.

W. C. HAYWARD,
Chairman.

Referred to Sifting committee.

Senator Hazelton, from the committee on Elections, submitted the following report:

MR. PRESIDENT—Your committee on Elections, to whom was referred House file No. 336, a bill for an act to regulate caucus and primary elections, and to repeal chapter 111 of the laws of the Twenty-seventh General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that said House file No. 336 be indefinitely postponed.

A. S. HAZELTON,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred House file No. 291, a bill for an act to amend section eleven hundred and nineteen (1119) of the code, relating to the marking and validity of ballots, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

A. S. HAZELTON,
Chairman.

Referred to Sifting committee.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred House file No. 304, a bill for an act to provide for the greater purity of elections, for the casting, registering, recording and counting of ballots or votes by means of voting machines, and supplementary to and in aid of the present election laws, also creating a board of voting machine commissioners and defining their duties, and repealing all laws in conflict with this act, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the same do pass.

In line 1, section 3 of the printed bill, strike out the words "the passage of," and insert after the word "act" in said line 1, the words "goes into effect."

Also, amend section 3 by striking out in lines 2 and 3 of the printed bill, the words "one of whom shall be an expert in patent law, and two of whom shall be mechanical experts."

Also, amend section 5, line 9 of the printed bill, by striking out the words "as many," and inserting in lieu thereof the words "any or all."

A. S. HAZELTON,
Chairman.

Referred to Sifting committee.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 320, a bill for an act to provide for the greater purity of elections, for the casting, registering, recording, and counting of ballots or votes by means of voting machines, and supplementary to and in aid of the present election law, also creating a board of voting machine commissioners, and defining their duties, and repealing all laws in conflict with the provisions of this act, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that said Senate file No. 320 be indefinitely postponed, for the reason that a similar bill, House file No. 304, by Hawk, has passed the House, and been recommended for passage by this committee.

A. S. HAZELTON,
Chairman.

Adopted.

Senator Harriman called up his resolution to amend the rules of the Senate which was filed yesterday.

Senator Harriman moved the adoption of the resolution.

The resolution was adopted.

On motion of Senator Garst, Senate file No. 348, a bill for an act creating the capitol improvement commission, defining its duties, and making appropriations therefor, with report of committee recommending amendments, was taken up, considered, and the report of committee adopted.

Senator Garst moved the adoption of the following committee amendments:

Amend by inserting after the word "building," in the third line of section 2, the following: "and upon any of the property of the state connected therewith."

Adopted.

Senator Smith offered the following amendment and moved its adoption:

Amend section four by adding at end of section the following: "and one thousand copies of such report shall be published."

Adopted.

The bill was read as amended.

Senator Smith moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin—48.

The nays were:

None.

Absent or not voting:

Senators Alberson, Eaton, Gorrell, Hubbard, Wallace, Wilson, Young—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Garst, House file No. 261, a bill for an act making an appropriation to provide for the education of Linnie Haguewood, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wilson—40.

The nays were:

None.

Absent or not voting:

Senators Alberson, Ball, Bishop, Crossley, Eaton, Emmert, Hubbard, Nolan, Wallace, Young—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 352, a bill for an act to amend section 1333 of the code, and enacting certain provisions relative to the taxing of insurance corporations.

Also, Senate file No. 359, a bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, in the levy of taxes for schoolhouse purposes.

Also, Senate file No. 260, a bill for an act to amend sections 5662 and 5667 of the code, relating to the bonds of wardens and clerks of the penitentiaries.

Also, Senate file No. 360, a bill for an act to legalize the official acts, resolutions and ordinances of the incorporated town of Wellman.

Also, Senate file No. 156, a bill for an act to amend section 370 of the code, relating to administrators, guardians, trustees and referees depositing funds with the clerk of the district court.

Also, Senate file No. 33, a bill for an act to amend sections 2390 and 2393 of the code, relating to bonds of pharmacists.

Also, Senate file No. 225, a bill for an act to amend section 316 of the code, relating to attorneys resident in other states.

Also, Senate file No. 274, a bill for an act to amend section 1998 of the code, relating to condemnation of additional ground for railway purposes.

Also, Senate file No. 214, a bill for an act to amend section 2515 of the code, so as to provide for the appointment by the dairy commissioner of a deputy and assistants, and fixing their compensation.

Also, Senate file No. 336, a bill for an act to legalize permits of pharmacists.

Also, Senate file No. 343, a bill for an act to legalize the organization of the independent school district of Rodman, Palo Alto county, Iowa, and the election of the officers thereof.

Also, Senate file No. 325, a bill for an act to amend section 894 of the code, relating to the taxation in cities and towns, and legalizing the acts and proceedings of certain incorporated towns.

Also, Senate file No. 354, a bill for an act to legalize the change in the boundary of the independent school district of Rodman, in the county of Palo Alto, state of Iowa.

Also, Senate file No. 295, a bill for an act to amend section 1106 of the code, in relation to form of ballots, and providing that voting upon constitutional amendments shall be upon separate ballots.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 136, a bill for an act prohibiting the use of gasoline, benzine, naphtha and other explosives in tenements. Additional to chapter ten (10) title twenty-four (24) of the code.

Also, substitute for House file No. 193, a bill for an act to repeal sections two hundred and fifty-six (256) and two hundred and fifty-eight (258) of the code, relating to the submission to the qualified electors of a city the question of the establishment of a superior court, the election and term

of office of the judge thereof, and the certification of the results of the election and filling vacancies in said office, and to enact substitutes therefor, and to amend section two hundred and seventy-six (276) of the code.

Also, Senate file No. 352, a bill for an act to amend section 1333 of the code, and enacting certain provisions relative to the taxing of insurance corporations.

Also, Senate file No. 359, a bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, in the levy of taxes for schoolhouse purposes.

Also, Senate file No. 260, a bill for an act to amend sections 5662 and 5667 of the code, relating to bonds of wardens and clerks of the penitentiaries.

Also, Senate file No. 360, a bill for an act to legalize the official acts, resolutions and ordinances of the incorporated town of Wellman.

Also, Senate file No. 159, a bill for an act to amend section 370 of the code, relating to administrators, guardians, trustees and referees, depositing funds with the clerk of the district court.

Also, Senate file No. 33, a bill for an act to amend sections 2390 and 2393 of the code relating to bonds of pharmacists.

Also, Senate file No. 225, a bill for an act to amend section 316 of the code, relating to attorneys resident in other states.

Also, Senate file No. 274, a bill for an act to amend section 1998 of the code, relating to condemnation of additional ground for railway purposes.

Also, Senate file No. 214, a bill for an act to amend section 2515 of the code, so as to provide for the appointment by the dairy commissioner of a deputy and assistants, and fixing their compensation.

Also, Senate file No. 336, a bill for an act to legalize the permits of pharmacists.

Also, Senate file No. 343, a bill for an act to legalize the organization of the independent school district of Rodman, Palo Alto county, Iowa, and the election of the officers thereof.

Also, Senate file No. 325, a bill for an act to amend section 894 of the code, relating to the taxation in cities and towns and legalizing the acts of proceedings of certain incorporated towns.

Also, Senate file No. 54, a bill for an act to legalize the change in the boundary of the independent school district of Rodman, in the county of Palo Alto, state of Iowa.

Also, Senate file No. 295, a bill for an act to amend section 1106 of the code, in relation to forms of ballots and providing that voting upon constitutional amendments shall be on separate ballots.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

On motion of Senator Garst, House file No. 355, a bill for an act appropriating money for the completion of the classification of the state library, was taken up and considered.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wilson—41.

The nays were:

None.

Absent or not voting:

Senators Alberson, Ball, Eaton, Hubbard, Junkin, Mullan, Nolan, Wallace, Young—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Garst, Senate file No 229, a bill for an act appropriating money for completion of cataloguing state library, was taken up, considered, and indefinitely postponed for the reason that a bill of similar character has already passed the Senate.

On motion of Senator Garst, Senate file No. 306, a bill for an act making provision for the support of the department of the Industrial School for Girls at Mitchellville, was taken up and considered.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Trewin, Wilson—39.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Eaton, Finch, Hopkins, Hubbard, Junkin, Nolan, Titus, Townsend, Wallace, Young—11.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 126, a bill for an act making an appropriation for Benedict home at Des Moines, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst, Senate file No. 126 was taken up and considered at this time.

The bill was read for information.

Senator Nolan offered the following amendment and moved its adoption:

I move to amend by reducing the proposed appropriation to eight thousand dollars for Benedict home, and that two thousand be added for Rescue home at Dubuque, Iowa.

Lost.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Ball, Bishop, Bolter Lambert, Nolan Townsend—7.

The nays were:

Senators Alexander, Allyn, Arthaud, Bachman, Blanchard, Cheshire, Classen, Craig, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wallace—31.

Absent or not voting:

Senators Brighton, Crossley, Eaton, Emmert, Hayward, Hubbard, Junkin, McArthur, McIntire, Tallman, Wilson, Young—12.

So the amendment was lost.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Trewin, Wallace—34.

The nays were:

Senators Arthaud, Bishop, Bolter, Finch, Healy, Lyons, Porter—7.

Absent or not voting:

Senators Brighton, Crossley, Eaton, Hubbard, Junkin, McArthur, Nolan, Wilson, Young—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Moffit filed the following motion to reconsider:

I move that the motion by which Senate file No. 105 was substituted for the substitute for House file No. 138 be reconsidered.

I move that the motion by which the substitute for House file No. 138 was lost be reconsidered.

I move that the motion by which the substitute for House file No. 138 passed to the third reading be reconsidered.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments:

House file No. 14, a bill for an act providing for the cutting of weeds on the public roads.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 121, a bill for an act to amend section twenty-three hundred and eighty-two (2382) of the code, relating to the sale of intoxicating liquors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the Senate is asked:

Substitute for Senate file No. 120, a bill for an act to amend section twenty-nine hundred and seventy-eight (2978) of the code, relating to the extent of a homestead, if within a city or town.

S. M. CART,
Chief Clerk.

Senator Lewis moved that when the Senate adjourn it be to meet at 2 o'clock P. M., and that the time of adjournment be extended until the completion of the business before the Senate.

Carried.

Senator Mullan moved that the Senate go into executive session.

Carried.

The Senate went into executive session at 11:55 o'clock A. M.

Senator Mullan, from the committee to whom was referred the appointment of Joseph D. McGarraugh for custodian of public buildings and property, submitted the following report:

MR. PRESIDENT—Your committee, to whom was referred the nomination by the governor of Joseph D. McGarraugh for custodian of public buildings and property, beg leave to report that they have had the same under consideration, and report the same back to the Senate with the recommendation that said nomination be confirmed by the Senate.

C. W. MULLAN,
J. H. TREWIN,
WARREN GARST,
CLAUDE R. PORTER,
J. M. EMMERT,
Committee.

Adopted.

On the question, Shall the appointment of Joseph D. McGarraugh for custodian of public buildings and property be confirmed?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harri-man, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace—41.

The nays were:

None.

Absent or not voting:

Senators Alberson, Bishop, Eaton, Hubbard, Junkin, McArthur, Tallman, Wilson, Young—9.

The appointment of Joseph D. McGarraugh having received a vote of two-thirds of the Senate was declared confirmed.

The Senate arose from executive session at 12 o'clock M.

The hour having arrived, the President declared the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

On request of Senator Titus, leave of absence was granted Senator Hubbard.

On request of Senator Crossley, leave of absence was granted Senator Wilson.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 201, a bill for an act making appropriations for fish and game commission of the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst, the Senate took up and considered Senate file No. 201 at this time.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Ball, Bishop, Bolter, Brighton, Classen, Craig, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lister, Lyons, McArthur, McIntire, Mardis, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace—34.

The nays were:

None.

Absent or not voting:

Senators Alberson, Bachman, Blanchard, Cheshire, Crossley Eaton, Hobart, Hubbard, Lewis, Moffit, Mullan, Nolan, Penrose, Titus, Wilson, Young—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred House file No. 76, a bill for an act to reimburse Jones county for costs incurred in prosecution for the violation of section 4897, code of 1897, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst the Senate took up and considered House file No. 76 at this time.

The bill was read for information.

Senator Moffit moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin—40.

The nays were:

None.

Absent or not voting:

Senators Alberson, Blanchard, Crossley, Eaton, Hubbard, Mullan, Smith, Wallace, Wilson, Young—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 47, a bill for an act to provide for the finishing and furnishing of the Historical building, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following bill be substituted therefor and when so substituted that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst the Senate took up Senate file No. 47 at this time.

Substitute for Senate file No. 47.—By Perrin.

Appropriations.

A BILL

For an act to provide for the finishing and furnishing of the historical building.

Be it enacted by the General Assembly of the state of Iowa:

Section 1. That there be and is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of twenty-one thousand dollars (\$21,000) for the purpose of finishing and furnishing, painting and decorating the building of the historical department, and for providing the same with art room decorations and furnishings, glass cases for museum materials, furniture for two reading rooms, finishing the attic, for aquariums, gas fixtures, curbing and walks, and furniture for curator's room. Said appropriation shall be expended by and under the direction of the executive council, for the above named purposes, and the auditor of state shall issue warrants on the treasurer of state upon the certificate of the said council.

Sec. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in the city of Des Moines.

The substitute was read first and second time by title.

The bill was read for information.

Senator Garst moved the adoption of the substitute.

Adopted.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Brighton, Cheshire, Classen, Craig, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Wallace—40.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Bolter, Crossley, Eaton, Hubbard, Mullan, Titus, Trewin, Wilson, Young—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 50, a bill for an act to provide for and aid in the erection of a memorial to Sergeant Charles Floyd, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended.

Section 1, be amended by striking out the words "ten" in the third line and inserting in lieu thereof the words "five" and when so amended that the bill do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst the Senate took up Senate file No. 50 at this time.

Senator Garst moved the adoption of the following committee amendment:

Amend by striking out the word "ten" in the third line and inserting in lieu thereof the word "five."

Adopted.

The bill was read as amended.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Cheshire, Classen, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Nolan, Perrin, Porter, Smith, Tallman, Trewin, Wallace—36.

The nays were:

Senator Lambert—1

Absent or not voting:

Senators Bishop, Bolter, Craig, Crossley, Eaton, Harriman, Hubbard, Mullan, Penrose, Titus, Townsend, Wilson, Young—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval Senate file No. 359, a bill for an act to legalize the acts of the board of directors of the independent school district of Goodell, in the levy of taxes for schoolhouse purposes.

Also, Senate file No. 260, a bill for an act to amend sections 5662 and 5667 of the code relating to bonds of wardens and clerks of the penitentiaries.

Also, Senate file No. 156, a bill for an act to amend section 370 of the code relating to administrators, guardians, trustees and referees depositing funds with the clerk of the district court.

Also, Senate file No. 354, a bill for an act to legalize the change in the boundary lines of the independent school district of Rodman, in the county of Palo Alto, state of Iowa.

Also, Senate file No. 325, a bill for an act to amend section 894 of the code relating to the taxation in cities and towns and legalizing the acts and proceedings of incorporated towns.

Also, Senate file No. 343, a bill for an act to legalize the organization of the independent school district of Rodman, Palo Alto county, Iowa, and the election of the officers thereof.

Also, Senate file No. 336, a bill for an act to legalize permits of pharmacists.

Also, Senate file No. 214, a bill for an act to amend section 2515, of the code, so as to provide for the appointment of a deputy and assistants, and fixing their compensation.

Also, Senate file No. 274, a bill for an act to amend section 1998 of the code, relating to condemnation of additional ground for railway purposes.

Also, Senate file No. 225, a bill for an act to amend section 316 of the code, relating to attorneys resident in other states.

Also, Senate file No. 33, a bill for an act to amend sections 2390 and 2393 of the code, relating to bonds of pharmacists.

Also, Senate file No. 360, a bill for an act to legalize the official acts, resolutions and ordinances of the incorporated town of Wellman.

Also, Senate file No. 295, a bill for an act to amend section 1106 of the code, in relation to form of ballots, and providing that voting upon constitutional amendments shall be on separate ballots.

F. L. ARTHAUD,
Chairman.

The President announced that he had signed in the presence of the Senate, House files No. 21, 193, 136, and Senate files No. 295, 359, 354, 343, 336, 325, 214, 274, 83, 360, 260, 225 and 156.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 45, a bill for an act making appropriation for repairs on the rooms in the capitol building now occupied by the board of control, and for furnishing the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the following bill be substituted therefor, and when so substituted that the bill do pass.

WARREN GARST,
Chairman.

Adopted.

Substitute for Senate file No. 45.

A BILL

For an act making appropriation for repairs on the rooms in the Capitol building now occupied by the Board of Control, and for furnishing the same.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That there is hereby appropriated out of any moneys in the state treasury, not otherwise appropriated, the sum of \$2,100, or so much thereof as may be necessary, for the purpose of cleaning, varnishing, painting, glazing, and furnishing the necessary carpets, rugs, tables, desks, chairs, doors for book cases, railing, a refrigerator, and such other furniture as may be necessary for the rooms in the capitol building now occupied by the board of control.

Sec. 2. The money hereby appropriated shall be drawn and expended upon the order of the executive council.

Sec. 3. This act being deemed of immediate importance shall take effect and be in full force, on and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

The substitute was read first and second time.

On motion of Senator Garst the Senate took up and considered Senate file No. 45, at this time.

The bill was read for information.

Senator Garst moved the adoption of the substitute.

Adopted.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Classen, Craig, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Nolan, Perrin, Porter, Smith, Townsend, Trewin, Wallace—36.

The nays were:

None.

Absent or not voting:

Senators Brighton, Cheshire, Crossley, Eaton, Finch, Hubbard, Junkin, Mardis, Mullan, Penrose, Tallman, Titus, Wilson, Young—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate files No. 57, 118, 129, 172, 188, 196, 197, 211, bills for an act making appropriations to the Soldiers' Orphans' Home, the Hospital at Independence, the Hospital at Cherokee, the College for the Blind at Vinton, Industrial School for Boys at Eldora, Industrial School for Girls at Mitchellville, Soldiers' Home at Marshalltown, and the Hospital at Clarinda, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following bill be substituted therefor and when so substituted that same do pass.

WARREN GARST,
Chairman.

Order passed on file.

The bill was read first and second time.

A bill for an act making appropriations for the repair, support and contingent funds for the State Hospitals, the Penitentiaries, the Industrial Schools for boys and girls, the Institutions for Feeble-minded Children, the School for the Deaf, College for the Blind, the Soldiers' Orphans' Home and the Soldiers' Home.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of seven hundred and fifty-three thousand, one hundred and seventy-four dollars and ninety-three cents (\$753,174.93) for the repair, support, and contingent funds for the State Hospitals, the Penitentiaries, the Industrial Schools for boys and girls, the Institution for Feeble-minded Children, the School for the Deaf, College for the Blind, the Soldiers' Orphans' Home and the Soldiers' Home.

Sec. 2. All money herein appropriated shall be drawn from the state treasury and expended in the manner provided by chapter one hundred and eighteen (118) of the acts of the Twenty-seventh (27) General Assembly. Any unexpended balances may be expended at the discretion of the board of control for the betterment of any of the institutions named in this act.

Sec. 3. For the Hospital at Mt. Pleasant:

Electric light plant, connections etc.	\$ 13,000.00
State laboratory	1,000.00

Vegetable cellar extension.....	\$ 1,200.00
Dry closets.....	1,000.00
Telephone system for house.....	1,000.00
Water supply, water tower and connections, high pressure pump and connections.....	7,200.00
Heating plant repairs.....	7,000.00
Exhaust system of ventilation	5,000.00
Basement repairs.....	1,000.00
Slate roofing	1,000.00
Piggery	1,200.00
Remodeling and extension old kitchen, bakery, preparation room, etc.	5,000.00
Fire escapes	4,000.00
Hose and hose reels and hook and ladder truck.....	1,000.00
Water main to infirmary building and contingent and repair fund.....	10,000.00
New machine shops.....	16,000.00

Sec. 4. For the State Hospital at Independence:

Three 150 horse power boilers.....	\$ 8,500.00
New radiators for three sections of main building...	2,000.00
Exhaust fans for ventilating sick wards.....	1,500.00
New shower baths.....	1,000.00
One new mangle.....	800.00
Contingent and repair fund.....	5,500.00

Sec. 5. For the State Hospital at Clarinda:

Cow barn.....	\$ 5,000.00
Piggery	1,200.00
Enlarging and repairing kitchen.....	3,500.00
Raising steam pipes in first section male wing.....	600.00
Converting well to cistern.....	1,000.00
Repairs to cold storage, painting, improvement of grounds, library and amusements, and repairs and contingent fund.....	12,000.00

Sec. 6. For the State Hospital at Cherokee:

To continue work on hospital building, erect out-buildings, to construct sewer, to equip and furnish all buildings and to pay salary of superintendent, support of his family and pay necessary employees; to be drawn as follows:

On or before May 1, 1900.....	\$100,000.00
On or before May 1, 1901.....	100,000.00
On or before May 1, 1902.....	80,000.00
On or before November 1, 1902.....	80,000.00

Sec. 7. For the Penitentiary at Fort Madison:

Ventilating cell house.....	\$ 1,500.00
Locks for cells.....	1,200.00
Sewer to river.....	2,500.00

Tin roofs.....	\$ 700.00
Extension to smoke stack.....	200.00
Four steel doors.....	300.00
Transportation of discharged convicts.....	3,000 00
Contingent and repair fund.....	5,000.00

Sec. 8. For the Penitentiary at Anamosa:

Enclosing north cell house.....	\$ 6,285.93
Lime and cement.....	1,575.00
Nails and spikes.....	30.00
Freight on stone.....	3,500.00
Lumber for stockade and scaffolding.....	600.00
Derrick supplies.....	800.00
Stone and quarry tools.....	400.00
Powder and fuse.....	400.00
Fuel for hoisting engine.....	2,000.00
Salaries of foremen.....	10,000.00
Lumber, steel, nails, hardware, tile, slate, windows, and doors for cold storage.....	3,500.00
Completing and furnishing administration building and warden's residence.....	7,000.00
Gutters and slate roof repairs.....	300.00
Hog house and barn for farm.....	500.00
Warden's house (old residence).....	230.00
Shop building.....	9,400.00
For purchase of land.....	1,200 00
Iron beams, tile, slate, etc., for engine, boiler and pump building.....	500.00
Transportation of discharged convicts.....	3,000 00
Contingent and repair fund.....	8,000.00

Sec. 9. For the Industrial School for Boys at Eldora:

Central heating station and laundry with tunnel and connections to buildings.....	\$ 30,000.00
Changing present heating station to cold storage department.....	3,000 00
New tank extension of tower, stand pipe and hose...	450.00
Fire escapes and extinguishers.....	500 00
Contingent and repair fund.....	4,000.00

Sec. 10. For the Industrial School for Girls at Mitchellville:

New steam heating plant and connections, including new boilers.....	\$ 13,000.00
Bake oven.....	250.00
For water, water closets, fixtures and connections...	3,500.00
Library, cold storage, vegetable cellar, and con- tingent and repair fund.....	4,000 00
For the purchase of land and furniture.....	1,000.00

Sec. 11. For the Institution for Feeble-Minded Children at Glenwood:

Hospital building, heating, lighting, carrying water to, and sewer and furnishing same.....	\$ 35,000.00
Addition to farm cottage, heating, lighting, carrying water to and furnishing same.....	6,034.00
One electric generator and boiler.....	3,500.00
Ice manufacturing and cold storage plant and building.....	9,000.00
Fire building and equipment, fire alarm system, re-wiring, piping, pumps, etc.....	5,000.00
Contingent and repair fund	6,000.00

Sec. 12. For College for the Blind at Vinton:

Water closets and sewer.....	\$ 4,000.00
Contingent and repair fund	2,500.00

Sec. 13. For the Soldiers' Orphans' Home at Davenport:

New chapel, and for furnishing, heating and lighting same	\$ 20,800.00
Cow barn.....	3,000.00
Addition to heating plant, connections and new boilers	1,000.00
Library	800.00
Contingent and repair fund, including cement walks	4,000.00
For purchase of land.....	15,000.00

Sec. 14. For the Soldiers' Home at Marshalltown:

Furnishing portion of old people's building now erected	\$ 1,000.00
Elevator for hospital.....	1,500.00
One boiler.....	1,000.00
One dynamo	1,500.00
One new engine	2,000.00
Also that there be further appropriated the sum of thirteen thousand dollars (\$13,000) (from the excess pension fund) for the following purposes:	
Headquarters building.....	7,500.00
Furnishing same.....	300.00
Female servants' building	4,000.00
Gate house	600.00
Stone gateway.....	600.00

Sec. 15. For the School for the Deaf at Council Bluffs:

To improve electric service.....	\$ 2,500.00
Soap house and vats	500.00
Contingent and repair fund.....	3,000.00

Sec. 16. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate files No. 9, 23, and 44, bills for acts making appropriations to the State University, the Iowa State College of Agriculture and Mechanic Arts, and the State Normal School, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following bill be substituted therefor and when so substituted that the same do pass.

WARREN GARST,
Chairman.

Ordered passed on file.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 318, a bill for an act to amend section 2881 of the code relating to the compensation of the state librarian and his assistants.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 272, a bill for an act to amend section 2483 of the code, relating to the compensation of mine inspectors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Concurrent resolution relative to retaining certain officers of Senate and House for three days after final adjournment for the purpose of arranging and preserving records of this session.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 311, a bill for an act to amend chapter thirteen (13), title nine (9), of the code, and to repeal chapter forty-eight (48), acts of the Twenty-seventh General Assembly, relating to building and loan associations, and defining certain offenses and providing penalties therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Substitute for House file No. 223, a bill for an act creating a department to be known as the Department of Building and Loan and Savings and Loan associations, and creating the office of inspector of Building and Loan and Savings and Loan associations, and defining the duties of the inspector thereof, and amending sections eighteen hundred and ninety-four (1894), eighteen hundred and ninety-five (1895), eighteen hundred and ninety-eight (1898), nineteen hundred and five (1905), nineteen hundred and six (1906), nineteen hundred and seven (1907), nineteen hundred and eight (1908), nineteen hundred and nine (1909), nineteen hundred and ten (1910), nineteen hundred and eleven (1911), nineteen hundred and twelve (1912), nineteen hundred and thirteen (1913), nineteen hundred and fourteen (1914), nineteen hundred and fifteen (1915), nineteen hundred and sixteen (1916), nineteen hundred and seventeen (1917) of the code.

S. M. CART,
Chief Clerk.

SUBSTITUTE FOR SENATE FILES NOS. 9, 23, 44.

A bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. There is hereby appropriated to the Iowa State College of Agriculture and Mechanic Arts, out of any money in the state treasury not otherwise appropriated, for repairs, general improvement, current expenses and additional support, the sum of twenty-five thousand (\$25,000) annually hereafter; said sum to be paid in quarterly installments, on order of the trustees, the first installment to be paid July 1, 1900.

That there be further appropriated for said college, out of any money in the state treasury not otherwise appropriated, the following sums for the following purposes, to-wit:

President's residence.....	\$10,000
Horse barn and stock pavilion.....	12,000
Purchase of pure bred stock.....	10,000
General engineering hall.....	85,000

Twenty-five thousand dollars of the item "general engineering hall" shall not be available before November 1, 1900.

Sec. 2. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, for the further and additional support of the State University of Iowa, in its several departments and chairs, and in addition to other appropriations, the sum of fifty thousand dollars (\$50,000) annually hereafter; said sum to be payable in quarterly installments on the order of the board of regents of said university, the first installment to be payable on the first day of September, A. D. 1900.

There is further appropriated, in addition to the above, the sum of ten thousand dollars (\$10,000), for repair and contingent fund, to be paid on the order of the board of regents of said university; provided, that not more than half thereof shall be drawn during the year 1900.

Sec. 3. There is hereby appropriated, annually, to the State Normal school at Cedar Falls, out of any money in the state treasury not otherwise appropriated, the following sums of money, in addition to the permanent support fund of said school:

For payment of teachers..... \$16,500
For payment of contingent expenses..... 5,000

For other expenses: That there be, and is, hereby appropriated the following respective sums of money, from any money in the state treasury not otherwise appropriated, or so much thereof as may be necessary for the use and benefit of said school:

For repairs for two years..... \$ 3,000
For library for two years..... 3,000
For military instruction for two years 1,600
For librarian and assistant for two years 2,200
For summer term for two years..... 12,000

Appropriation for an additional building: That there be and is hereby appropriated out of any money in the state treasury not otherwise appropriated, to be expended in the erection and equipment of an additional building, the sum of one hundred thousand dollars (\$100,000), or so much thereof as may be necessary. Said sum of one hundred thousand dollars (\$100,000) shall be paid upon the order of the board of trustees of said normal school in the following sums and at the following dates:

- Fifty thousand dollars (\$50,000) on October 1, 1900.
- Fifty thousand dollars (\$50,000) on November 1, 1901.

The itemized appropriations specified in this section for the payment of teachers and contingent expenses, and the itemized appropriations for repairs, library, military instruction and for librarian and assistant, shall be paid on the order of the board of trustees of said normal school, provided that not more than one-fourth thereof shall be paid before October 1, 1900, or more than one-half before April 1, 1901, and more than three-fourths before October 1, 1901.

The itemized appropriation making provision for the support of the summer school shall be paid on the order of the board of trustees of said normal school, provided that not more than one-half thereof shall be paid before the 1st day of August, 1900, and the other half shall not be paid before the 1st day of August, 1901.

Sec. 4. This act, being deemed of immediate importance, shall take

effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

The substitute was read first and second time.

On motion of Senator Trewin, Senate file No. 362 was taken up and considered at this time.

The bill was read for information.

Senator Trewin offered the following amendments and moved their adoption:

I move to amend section one (1) of Senate file No. 362 by inserting after the word "endorsement" in the ninth line thereof the words: "or cash surrender value."

Adopted.

I also move to amend section two (2), of Senate file No. 362, by inserting after the word "certificates" in the fifth line thereof the words: "under said act."

Adopted.

In tenth line, section 1, after the word "on" insert the words "account of."

Adopted.

The bill was read as amended.

Senator Trewin moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lister, Lyons, McArthur, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin—39.

The nays were:

None.

Absent or not voting:

Senators Bachman, Eaton, Hobart, Hubbard, Lewis, McIntire, Mullan, Titus, Wallace, Wilson, Young—11.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreee to.

REPORT OF COMMITTEE.

Senator Lewis, from the committee on Schools, submitted the following report:

MR. PRESIDENT—Your committee on Schools, to whom was referred substitute for House file No. 168, a bill for an act to amend section twenty-six hundred and thirty (2630), of the code in relation to issuing state certificates, special certificates, and diplomas, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Schools, to whom was referred Senate file No. 330, a bill for an act to amend section one of chapter eighty-nine (89) of the acts of the Twenty-seventh General Assembly relating to the change of boundary lines of school corporations in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the senate with the recommendation that the same be indefinitely postponed.

W. R. LEWIS,
Chairman.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 143, a bill for an act to amend section 2583 of chapter 17, title 12 of the code, relating to the compensation of the secretary of the state board of medical examiners.

Also, substitute for Senate file No. 310, a bill for an act to provide special meetings for boards of directors of school corporations.

Also, Senate file No. 230, a bill for an act to amend chapter 148.

Also, substitute for Senate files Nos. 135 and 193, a bill for an act to amend section 2630 of the code, relating to qualifications of examinations by certificates and diplomas to teachers, by the board of educational examiners.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled Senate file No. 143, a bill for an act to amend section 2583 of chapter 17, title 12 of the code relating to the compensation of the secretary of the state board of medical examiners.

Also, substitute for Senate file No. 310, a bill for an act to provide special meetings for boards of directors of school corporations.

Also, Senate file No. 230, a bill for an act to amend chapter 148.

Also, substitute for Senate files Nos. 135 and 193 a bill for an act to amend section 2630 of the code relating to qualification of examinations by certificates and diplomas to teachers by the board of educational examiners.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

Senator Healy, from the Sifting Committee, submitted the following report:

MR. PRESIDENT—Your Sifting Committee, to whom was referred House file No. 131, a bill for an act to amend section 2547 of the code, relating to protection of fish, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be considered by the Senate.

THOS. D. HEALY,
Chairman.

Adopted.

On motion of Senator Healy the Senate considered House file No. 131 at this time.

Senator Trewin offered the following amendments and moved their adoption:

I move to amend House file No. 131, section 1, by striking out the word "spears" in the eighth line.

Adopted.

I move to amend House file No. 131, section 1, by striking out the words "or any other device" in the ninth line.

Adopted.

Senator Bishop offered the following amendment and moved its adoption:

I move to amend House file No. 131 by inserting after the word "state" in the eighth line of section one (1) the following:

From December 1st to April 1st each year, and after July 4, 1901, the meshes of all seines and nets shall be not less than two and one-half (2½) inches square.

Senator Healy moved the previous question on the amendment and the whole bill.

A roll call was demanded on the amendment.

On the question, "Shall the amendment be adopted?"

The yeas were:

Senators Bachman, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Crossley, Finch, Garst, Gorrell, Griswold, Hayward, Hazelton, Hopkins, Lewis, Lister, McArthur, McIntire, Mullan, Penrose, Perrin, Porter, Titus, Townsend, Trewin, Wallace—27.

The nays were:

Senators Alexander, Alberson, Allyn, Emmert, Fitchpatrick, Healy, Lambert, Mardis, Moffit, Smith—10.

Absent or not voting:

Senators Arthaud, Ball, Craig, Eaton, Harriman, Hobart, Hubbard, Junkin, Lyons, Nolan, Tallman, Wilson, Young—13.

So the amendment was adopted.

Senator Lambert moved that House file No. 131 be indefinitely postponed.

Carried.

HOUSE MESSAGES CONSIDERED.

Senate file No. 272, a bill for an act to amend section two thousand four hundred and eighty-three of the code, relating to the compensation of mine inspectors.

Passed on file.

Senate file No. 318, a bill for an act to amend section two thousand eight hundred and eighty-one of the code, relating to the compensation of the state librarian and his assistants.

Passed on file.

House file No. 14, a bill for an act to provide for the cutting of weeds on the public roads.

Passed on file.

Senate file No. 121, a bill for an act to amend section 2382 of the code relating to the sale of intoxicating liquors.

Passed on file.

Substitute for House file No. 120, a bill for an act to amend section twenty-nine hundred and seventy-eight (2978) of the code relating to the extent of a homestead, if within a city or town.

Passed on file.

The President announced that he had signed, in the presence of the Senate, Senate files Nos. 230, 198, 310 and 143.

Senator Hayward called up his motion relative to holding three sessions a day, and moved its adoption.

Senator Cheshire moved to amend by inserting the words "except Wednesday evening, April 4th."

Adopted.

Senator Ball moved to amend the resolution by changing the hour of meeting from 9:30 A. M., to 9 A. M.

Adopted.

Senator Garst moved to amend by striking out the words "8 P. M."

Lost.

The resolution as amended was adopted.

INTRODUCTION OF BILLS.

SENATE FILE NO. 363—BY COMMITTEE ON APPROPRIATIONS.

A bill for an act making an appropriation to pay the expense of returning to this state the members of the Fifty-first regiment infantry, Iowa volunteers.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. There is hereby appropriated, out of any moneys in the state treasury not otherwise appropriated, the sum of forty thousand (\$40,000) dollars, or so much thereof as may be required for the purpose, to reimburse the banks and individuals that advanced the funds for meeting the expense of transporting the members of the Fifty-first regiment, Iowa volunteer infantry, to the city of Council Bluffs, Iowa, from the city of San Francisco, Cal., where the regiment was mustered out.

Sec. 2. The moneys hereby appropriated shall be paid to the parties respectively shown to be entitled thereto upon the filing of proper vouchers certified by the adjutant-general and approved by the governor.

Sec. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

The bill was read first and second time by title.

On motion of Senator Garst the Senate took up and considered Senate file No. 363 at this time.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Townsend, Trewin, Wallace—36.

The nays were:

Senator Bishop—1.

Absent or not voting:

Senators Bolter, Eaton, Finch, Healy, Hubbard, Junkin, Lambert, McArthur, Nolan, Tallman, Titus, Wilson, Young—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

Senate file No. 143, a bill for an act to amend section 2583 of chapter 17, title 12 of the code relating to the compensation of the secretary of the state board of medical examiners.

Also, substitute for Senate file No. 310, a bill for an act to provide special meetings for boards of directors of school corporations.

Also, Senate file No. 230, a bill for an act to amend chapter 148.

Also, substitute for Senate files No. 135 and 193, bills for an act to amend section 2630 of the code relating to qualifications of examinations by certificates and diplomas to teachers, by the board of educational examiners.

F. L. ARTHAUD,
Chairman.

REPORT OF COMMITTEE.

Senator Healy, from the Siftings Committee, submitted the following report:

MR. PRESIDENT—Your Sifting Committee, to whom was referred substitute for Senate file No. 5, a bill for an act amending the road laws, being chapter two of title eight of the code, and repealing parts thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be considered.

THOS. D. HEALY,
Chairman.

Ordered passed on file.

Senator Lewis offered the following amendments and moved their adoption:

Amend the title by changing "chapter" to "chapters," and inserting immediately following the words and figures "one," "(1) and."

Amend section 5 by inserting after "his," in the ninth line, the words "districts or." Reference is to Journal page 678.

Strike out sections 1 and 6 and renumber the remaining sections 1 to 5 inclusive.

Adopted.

The bill was read as amended.

Senator Crossley offered the following amendment and moved its adoption:

Amend by striking out in the latter part of section 2 the words "whether built and maintained by the county or otherwise," and change comma after county to a period.

Adopted.

Senator Lewis moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Allyn, Bachman, Ball, Blanchard, Classen, Craig, Crossley, Fitchpatrick, Garst, Griswold, Hazelton, Hopkins, Lambert, Lewis, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin, Wallace, Wilson—24.

The nays were:

Senators Alberson, Arthaud, Bishop, Bolter, Cheshire, Emmert, Finch, Gorrell, Harriman, Healy, Junkin, Lister, Nolan, Porter, Tallman, Townsend—16.

Absent or not voting:

Senators Alexander, Brighton, Eaton, Hayward, Hobart, Hubbard, Lyons, McArthur, Smith, Young—10.

So the bill, having failed to receive a constitutional majority; was declared lost.

The Journal of yesterday was taken up, corrected and approved.

Senator Crossley moved that when the Senate adjourn it be until 9 o'clock to-morrow morning.

A roll call was demanded.

On the question, "Shall the Senate adjourn until 9 o'clock to-morrow morning?"

The yeas were:

Senators Blanchard, Brighton, Craig, Crossley, Finch, Garst, Hobart, Hopkins, Junkin, Lewis, Lyons, McIntire, Moffit, Nolan, Penrose, Perrin, Townsend, Wilson—18.

The nays were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Classen, Fitchpatrick, Griswold, Harriman, Hayward, Healy, Lambert, Lister, Mardis, Mullan, Porter, Smith, Tallman, Titus, Trewin, Wallace—22.

Absent or not voting:

Senators Alexander, Bolter, Cheshire, Eaton, Emmert, Gorrell, Hazelton, Hubbard, McArthur, Young—10.

So the motion was lost.

Senator Blanchard moved that the Senate do now adjourn.

Carried.

Senate adjourned.

EVENING SESSION.

Senate met in regular session at 8 o'clock P. M., pursuant to adjournment, President *pro tem.* Harriman presiding.

On request of Senator Penrose a roll was called to ascertain if a quorum was present.

Those answering the roll call were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lister, McArthur, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Titus, Wallace—33.

Absent or not responding:.

Senators Blanchard, Bolter, Brighton, Eaton, Garst, Hobart, Hubbard, Lewis, Lyons, McIntire, Mullan, Smith, Tallman, Townsend, Trewin, Wilson, Young—17.

Senator Penrose moved that Calendar No. 5, Senate file No. 75, be postponed for consideration until 9:30 o'clock to-morrow morning.

Carried.

Senator Moffit moved that the house be requested to return House file No. 106.

Carried.

MESSAGES FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 335, a bill for an act to amend sections seven hundred and forty-two (742) and seven hundred and forty-three (743) of chapter five (5), title five (5) of the code, relating to the transfer of the sinking fund accumulated for the purchase and construction of waterworks, and the

amendment of section seven hundred and thirty-two (732) of chapter four (4), title five (5) of the code, relating to the disposition of the library tax for the purpose of reimbursing any fund that may have been used for the erection of a public library building.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House herewith returns House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tennessee, and to make an appropriation to pay for the same, and to pay the expenses of the commissioners.

S. M. CART,
Chief Clerk.

REPORT OF COMMITTEE.

Senator Healey, from the Sifting committee, submitted the following report:

MR. PRESIDENT—Your Sifting committee, to whom was referred Senate file No. 256, a bill for an act placing all private and county institutions caring for insane persons under the board of control etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be considered.

THOS. D. HEALY.
Chairman.

Adopted.

On motion of Senator Lewis, the Senate took up and considered House file No. 256 at this time.

Senator Lewis offered the following amendments and moved their adoption:

I move to amend section 5 of substitute for Senate file No. 256, as printed in Journal, page 589, by inserting after "of" in fourth line as printed, a comma and the words "and make orders in relation to."

Adopted.

By inserting in the third line of section 6, after "regulations," the words "and ordered."

Adopted.

By adding to section 6 the following: "And should the board of control believe any person in such institution sane, or illegally restrained of liberty, it shall institute and prosecute proceedings in the name of the state of Iowa, before the proper officer, board or court, for the discharge of such person."

Adopted.

By substituting a period for the comma, and a capital "A" for the lower case "a" after "county," in the sixteenth line of section 6, as printed in the Journal.

Adopted.

To amend the title by inserting after "patients" in the last line, the words "therefrom and."

Adopted.

Senator Hazelton offered the following amendment and moved its adoption:

Amend section 5, line 5, after the word "kept," by inserting the words "at public expense."

By unanimous consent, Senator Hazelton withdrew his amendment.

Senator Healy offered the following amendment and moved its adoption:

Amend by adding after the word "institutions," in fifth line of section 5 of the printed bill, "which rules and regulations shall not interfere with the medical treatment given to private patients by competent physicians."

Senator Ball offered the following amendment to the amendment and moved its adoption:

Amend by inserting the word "such" in lieu of the word "private."

Lost.

A roll call was demanded "on the original amendment."

On the question, Shall the original motion prevail?

The yeas were:

Senators Alexander, Arthaud, Bachman, Cheshire, Classen, Emmert, Finch, Fitchpatrick, Garst, Harriman, Hayward, Hazelton, Healy, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Titus, Trewin—26.

The nays were:

Senators Alberson, Allyn, Ball, Bishop, Craig, Crossley, Griswold, Lambert, Wallace—9.

Absent or not voting:

Senators Blanchard, Bolter, Brighton, Eaton, Gorrell, Hobart, Hopkins, Hubbard, Lyons, McIntire, Smith, Tallman, Townsend, Wilson, Young—15.

So the amendment prevailed.

The bill was read by sections for amendments.

Senator Emmert offered the following amendments and moved their adoption:

I move to amend section two by striking out the words "or secretary" in the third line.

Adopted.

I move to amend section six by adding to said section the words "If the patient be a female at least one attendant shall be of the same sex."

Adopted.

Senator Bishop offered the following amendment and moved its adoption:

I move to amend Senate file No. 256 by inserting after the word "board" in the third line of section 6, the following: "With the consent of the grand jury of the county in which said institution is located," and kindred, if any, of such insane persons.

Senator Hayward moved the previous question on the amendment.

Carried.

The amendment was lost.

Senator Emmert moved to reconsider the vote by which his amendment to section 6 was adopted.

Carried.

Senator Emmert, by unanimous consent, withdrew his amendment.

Senator Emmert offered the following amendment and moved its adoption:

Add at end of section six: "If a female is removed under the provision of this section, at least one attendant shall be a female."

Adopted.

Senator Trewin offered the following amendment and moved its adoption:

I move to strike out section eleven (11) and insert the following in lieu thereof:

Section 11. When a difference of opinion exists between the board of control and the authorities in charge of any private or county asylum in regard to the removal of a patient or patients, as herein provided, the matter shall be submitted to the district court or the judge thereof of the proper county and shall be summarily tried, as equitable action, and judgment of the district court or judge shall be final.

Senator Hobart moved that further consideration of the bill under consideration be postponed until 9:30 o'clock to-morrow morning.

Lost.

A roll call was demanded on amendment offered by Senator Trewin.

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Crossley, Finch, Garst, Griswold, Harri-man, Hayward, Healy, Lambert, Lewis, Lister, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Trewin, Wallace—27.

The nays were:

Senators Craig, Emmert, Fitchpatrick, Hobart, Junkin, Porter, Titus—7.

Absent or not voting:

Senators Alberson, Blanchard, Bolter, Brighton, Eaton, Gorrell, Hazelton, Hopkins, Hubbard, Lyons, McArthur, McIntire, Tallman, Townsend, Wilson, Young—16.

So the amendment was adopted.

Senator Lewis moved the adoption of the substitute.

Adopted.

Senator Lewis moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Craig, Crossley, Emmert,

Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wallace—86.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Bolter, Brighton, Eaton, Gorrell, Hazelton, Hubbard, Lyons, McArthur, McIntire, Tallman, Townsend, Wilson, Young—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States.

Passed on file.

House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make an appropriation to pay for the same and to pay the expenses of the commissioners.

Passed on file.

Substitute for House file No. 223, a bill for an act creating a department to be known as the department of building and loan and savings and loan associations, and creating the office of inspector of building and loan and savings and loan associations, and defining the duties of the inspector thereof, and amending sections eighteen hundred and ninety-four (1894), eighteen hundred and ninety-five (1895), eighteen hundred and ninety-eight (1898), nineteen hundred and five (1905), nineteen hundred and six (1906), nineteen hundred and seven (1907), nineteen hundred and eight (1908), nineteen hundred and nine (1909), nineteen hundred and ten (1910), nineteen hundred and eleven (1911), nineteen hundred and twelve (1912), nineteen hundred and thirteen (1913), nineteen hundred and fourteen (1914), nineteen hundred and fifteen (1915), nineteen hundred and sixteen (1916), nineteen hundred and seventeen (1917) of the code.

Passed on file.

House file No. 885, a bill for an act to amend section seven hundred forty-two (742) and seven hundred forty-three (743) of chapter five (5) title five (5) of the code relating to the transfer of the sinking fund accumulated for the purchase and construction of waterworks, and the amendment of section seven hundred thirty-two (732) of chapter four (4) title five (5) of the code relating to the disposition of the library tax for the purpose of reimbursing any fund that may have been used for the erection of a public library building.

Passed on file.

Senate file No. 811, a bill for an act to amend chapter thirteen (13) title nine (9) of the code and to repeal chapter forty-eight (48) acts of the Twenty-seventh General Assembly, relating to building and loan associations, and defining certain offenses and providing penalties therefor.

Passed on file.

House concurrent resolution relative to retaining of certain officers of Senate and House for two days after final adjournment for the purpose of arranging and preserving records of this session.

Adopted.

Senator Alberson moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Wednesday, April 4, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. H. O. Lorenz, of Waverly, Iowa.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, substitute for House file No. 14, a bill for an act to repeal chapter thirty-eight (38) of the laws of the Twenty-seventh General Assembly, relative the cutting of weeds on the public roads, and to enact a substitute in lieu thereof.

Also, House file No. 189, a bill for an act to amend section fifteen hundred and seventy-one (1571) of the code, relative to the operation of steam threshing engines on the public highways.

Also, House file No. 261, a bill for an act making an appropriation to provide for the education of Linnie Haguewood.

Also, House file No. 355, a bill for an act appropriating money for the completion of the classification of the state library.

Also, House file No. 76, a bill for an act to reimburse Jones county for costs incurred in prosecutions for the violation of section four thousand, eight hundred ninety-seven (4897), code of 1897.

Also, substitute for House file No. 78, a bill for an act to amend section one hundred and thirty-six (136) of the code, relating to the printing of the reports of the Academy of Sciences.

Also, House file No. 82, a bill for an act to amend section two thousand, two hundred and thirteen (2213) of the code, relating to compensation of officers and soldiers of the Iowa National guard.

Also, Senate substitute for House file No. 105, a bill for an act to amend section twenty-seven hundred and seventy-eight (2778) of the code, relative to the employment of teachers.

Also, House file No. 145, a bill for an act to repeal section one thousand, three hundred and eighty-five (1385) of the code, and enact a substitute therefor, relative to the correction of assessment and tax list.

Also, substitute for House file No. 234, a bill for an act to legalize sales and manufacture of spirituous, malt, and vinous liquors, under statements of consent filed prior to October 1, 1897.

Also, House file No. 374, a bill for an act to amend section twenty-four hundred and fifty-one (2451) of the code, relative to the revocation of a bar to proceedings against persons selling intoxicating liquors.

Also, House file No. 9, a bill for an act to amend section three thousand, one hundred and thirty-eight (3138) of the code, in relation to hotel and innkeepers' liabilities.

Also, House file No. 407, a bill for an act to legalize the incorporation of the town of Beaconsfield, Ringgold county, Iowa, and official acts by its officers.

Also, House file No. 260, a bill for an act to amend section eighteen hundred and eighty-nine (1889) of the code, relating to the receiving of time deposits by loan and trust companies.

Also, House file No. 144, a bill for an act to amend section one thousand, three hundred and forty-eight (1348) of the code, relative to license of peddlers.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Crossley, from the committee on Educational Institutions, submitted the following report:

MR. PRESIDENT—Your committee on Educational Institutions, to whom was referred Senate file No. 322, a bill for an act to provide for the inspection, recognition and supervision of schools for the special instruction and training of teachers for the common schools of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

JAS. J. CROSSLEY,
Chairman.

Adopted.

Senator Harriman, from the committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your committee on Agriculture, to whom was referred House file No. 133, a bill for an act providing for the regulation, limitation and control of the flow of water from artesian wells, and fixing the penalty and liability for violation of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same

back to the Senate with a substitute for the same and the recommendation that the substitute do pass.

W. F. HARRIMAN,
Chairman.

Ordered passed on file.

The following substitute was read first and second time:

SUBSTITUTE FOR HOUSE FILE NO. 133.

A bill for an act authorizing the township trustees to take cognizance of complaints relating to the excessive flow of water from artesian wells and to require the owners of such wells to regulate the same.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That the trustees of the several townships of this state in which artesian wells are situated shall take cognizance of all complaints relating to the waste and the unnecessary flow of water from such wells beyond the actual needs of the individual owners thereof, to such an extent as to deprive the owners of other wells of the full benefit of their own wells, or to cause injury to other property, provided such flows can be regulated at a reasonable expense.

Sec. 2. That any owner of an artesian well in which the flow of water is stopped or reduced by reason of some other artesian well in that vicinity not being properly regulated and the flow of water limited and controlled, or any other person damaged thereby, may make a written complaint thereof to the trustees of the township in which the well complained of is situated, and it shall then be the duties of the trustees, at their discretion, to give ten days' notice in writing to the complainant and to the owner or person having control of the well complained of, fixing the time and place when such complaint shall be investigated by said trustees. At the time and place named in said notice, the trustees shall meet, investigate and determine whether or not the flow of water from the well complained of is properly controlled and limited, and if they determine the same is not so done and that there is an unnecessary flow of water therefrom to the injury of the complainant, and that such flow can be limited without unreasonable expense, they shall by written order direct the manner and time in which the flow shall be limited and adjusted, and they shall make such orders as to costs of investigation and expenses of adjustment as they may deem just and equitable, to be paid by the parties interested.

Sec. 3. If the owner or person having control of the well complained of fails and neglects to comply with the order of said trustees, within the time fixed by the trustees in said written order then the owner of the well complained of, shall be liable to the complainant, for all the subsequent damages directly resulting to complainant by reason of such failure to comply with the written order of such trustees.

Sec. 4. An appeal may be taken to the district court from any order or decision of the township trustees, by any person affected, in the same form and manner as is provided by section 2369 of the code of Iowa.

Senator Cheshire, from the committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 394, a bill for an act to legalize the acts of the board of supervisors of Delaware county, Iowa, relating to the levying of a tax for the support of the poor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman

Referred to Sifting committee.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 275, a bill for an act to limit and define the jurisdiction of the supreme court of Iowa and to limit the number of judges thereof, and to create an appellate court and to define its jurisdiction, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows, and when so amended that the bill do pass:

Amend section 12 by striking out the words "the governor shall, on the taking effect of this act appoint three judges who shall constitute such court until their successors are elected and qualified as herein provided, and such" in the first three lines, and insert in lieu thereof the word "said;" also, by inserting after the word "organize" in the fourth line, the words and figures "on the fourth Tuesday in January, A. D. 1901."

THOS. A. CHESHIRE,
Chairman.

Referred to Sifting committee.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred House file No. 387, a bill for an act to legalize the change of the corporate name of the town of Franklin Centre, Lee county, Iowa, to Franklin, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

THOS. A. CHESHIRE,
Chairman.

Referred to Sifting committee.

Also:

MR. PRESIDENT—Your committee on Judiciary, to whom was referred Senate file No. 361, a bill for an act to amend section 2773 of the code, in relation to the selection of schoolhouse sites, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended as follows:

Strike out of section 1, all after the word "meeting" in the fifth line.

That when so amended the bill do pass.

THOS. A. CHESHIRE,
Chairman.

Referred to Sifting committee.

Senator Moffit moved to reconsider the vote by which House file No. 106 was passed on March 30th.

Carried.

Senator Moffit moved that the vote by which House file No. 106 went to a third reading on March 30th, be reconsidered.

Carried.

Senator Moffit moved to reconsider the vote by which the four committee amendments to House file No. 106 were adopted.

Carried.

Senator Moffit moved the adoption of the following amendments:

I move the adoption of the first three committee amendments to House file No. 106, being as follows:

That section 1 be amended by striking from the sixth line thereof the words "after named in this act," and insert in lieu thereof the words "provided for."

That section 2 be amended by striking from the second and third lines thereof the words "to mark the positions occupied by the Iowa troops in the battle of Shiloh."

Amend section 2, by inserting after the word "Iowa," in the middle of the sixth line, the words "one soldier from the Eighth Iowa."

Adopted.

I move, as a substitute for the fourth committee amendment to House file No. 106:

Also, amend section 2, by striking from the tenth and eleventh lines thereof, the following words: "upon the recommendation of the regimental organizations above named."

Adopted.

Senator Moffit moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Craig, Crossley, Emmert,

Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Wilson—36.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Bolter, Brighton, Eaton, Garst, Healy, Hubbard, Lyons, McArthur, Mullan, Porter, Trewin, Wallace, Young—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed and concurred in Senate substitute to substitute for House file No. 137, a bill for an act relating to the Industrial School for Girls, and to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriations therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make an appropriation to pay for the same, and to pay the expenses of the commissioners.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 368, a bill for an act repealing section nine (9), chapter 160 of the acts of the Ninth General Assembly, and providing for the payment by the treasurer of state, of swamp land indemnity money directly to county authorities.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 343, a bill for an act to amend section 1077 of the code relative to the registration of voters.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 410, a bill for an act providing for the closing of the Industrial Home for the Blind, and for the paying for the transportation of the inmates to their homes, and authorizing the board of control of state institutions to employ and pay a custodian to care for the buildings and property, and authorizing said board to lease the land and collect rents thereof and to sell or dispose of personal property at said institution, and making an appropriation to carry out the the provisions of this act; also, providing for the transfer to the general funds of the state certain unexpended balances of special appropriations.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 215, a bill for an act repealing sections 2702, 2703 and 2705 of the code, and chapter 80 of the laws of the Twenty-seventh General Assembly, and amending chapter 8, of title 13 of the code, in relation to industrial schools.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 323, a bill for an act to appoint a committee of the Senate and House to revise and codify the laws in relation to special assessments for public improvements in municipal corporations and any other laws in relation to municipal corporations deemed necessary, defining the duties of the committee, providing for the publication and distribution of its report, and making an appropriation for the payment of the expenses of the committee.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 326, a bill for an act to amend section 1627 of the code, relating to the issuance, delivery and transfer of shares of the capital stock of corporations.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 306, a bill for an act making provision for the support of the department of the Industrial School for Girls at Mitchellville, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 363, a bill for an act making an appropriation to pay the expense of returning to this state the members of the Fifty-first Regiment Infantry Iowa volunteers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate file No. 348, a bill for an act creating the capitol improving commission, defining its duties and making appropriations therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 335, a bill for an act to provide for the making of biennial reports by state officers, commissions and boards for the publication thereof by the executive council and for the repeal of section 163 of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 126, a bill for an act making an appropriation for the Benedict home at Des Moines, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 346, a bill for an act to authorize the executive council to reassess and re-levy taxes heretofore, or hereafter held to be invalid, and to certify the same to the proper county officers when necessary, and to authorize such officers to levy such taxes.

S. M. CART,
Chief Clerk.

On motion of Senator Healy, Senate file No. 219, a bill for an act to amend section 1374 of the code, relative to collection of taxes on property not listed, and fees therefor, was taken up and considered.

Senator Lewis offered the following amendments and moved their adoption:

Amend section 2, by inserting after "per cent," in the second line, "of the taxes," as printed in Journal, page 718.

Adopted.

Senator Harriman offered the following amendment and moved its adoption:

Amend by striking out the word "ten" in the second line of section 2 and insert "twenty-five" in lieu thereof.

Senator Trewin offered the following amendment to the amendment and moved its adoption:

I move to amend the amendment by striking out "twenty-five per cent" and inserting "fifteen per cent" in lieu thereof.

Senator Healy moved the previous question on section 2 of the bill.

Carried.

A roll call was demanded on the amendment of Senator Trewin.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Allyn, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Emmert, Finch, Garst, Gorrell, Hayward, Hazelton, Healy, Hobart, Hopkins, Lewis, Lister, Lyons, McArthur, Mardis, Nolan, Penrose, Porter, Tallman, Titus, Trewin, Wallace, Wilson—30.

The nays were:

Senators Alexander, Arthaud, Craig, Crossley, Fitchpatrick, Griswold, Harriman, Junkin, Lambert, McIntire, Moffit, Perrin, Smith, Townsend—14.

Absent or not voting:

Senators Alberson, Bachman, Eaton, Hubbard, Mullan, Young—6.

So the amendment was adopted.

The amendment as amended was adopted.

Senator Lewis offered the following amendment and moved its adoption:

Amend section 5 by inserting a comma instead of a period after "contracts" in the sixth line, and add the following: "and give the bond above required," and strike out after the word "consent" in the same line, the word "is," and insert the words "and bond are" in lieu thereof.

Senator Harriman offered the following as a substitute to the amendment offered by Senator Lewis:

Amend by striking out all after the word "binding" in third line of section 5.

By unanimous consent, Senator Harriman withdrew his amendment.

Senator Harriman offered the following amendment and moved its adoption:

Amend by striking out all of section 5.

Senator Garst moved that the Senate take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Substitute for House file No. 137, a bill for an act relating to the Industrial School for Girls and to establish a reformatory

for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriations therefor.

Passed on file.

House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make an appropriation to pay for the same, and to pay the expense of the commissioners.

Passed on file.

Substitute for Senate file No. 346, a bill for an act to authorize the executive council to reassess and re-levy taxes heretofore or hereafter, held to be invalid, and to certify the same to the proper county officers when necessary, and to authorize such officers to levy such taxes.

Passed on file.

Senate file No. 126, a bill for an act making an appropriation for Benedict home, at Des Moines, Iowa.

Passed on file.

Senate file No. 335, a bill for an act to provide for the making of bi-ennial reports by state officers, commissioners and boards for the publication thereof, by the executive council and for the repeal of section 163 of the code.

Passed on file.

Senate file No. 348, a bill for an act creating the capitol improvement commission, defining its duties and making appropriations therefor.

Senator Smith moved that the Senate concur in the House amendments.

On the question, Shall the bill pass.

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis,

Moffit, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson—44.

The nays were:

None.

Absent or not voting:

Senators Alexander, Eaton, Hobart, Hubbard, Penrose, Young—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

Senate file No. 363, a bill for an act making an appropriation to pay the expenses of returning to the state, the members of the Fifty-first Regiment infantry Iowa volunteers.

Passed on file.

Senate file No. 306, a bill for an act making provision for the support of the department of the Industrial School for Girls at Mitchellville, Iowa.

Passed on file.

Senate file No. 326, a bill for an act to amend section 1627 of the code, relating to the issuance, delivery, and transfer of shares of the capital stock of corporations.

Passed on file.

House file No. 323, a bill for an act to appoint a committee of the Senate and House to revise and codify the laws in relation to special assessments for public improvements in municipal corporations and any laws relative to municipal corporations deemed necessary, defining the duties of the committee, providing for the publication of its report and making an appropriation for the payment of the expenses of the committee.

Passed on file.

House file No. 215, a bill for an act repealing sections 2702, 2703 and 2705 of the code, and chapter 80 of the laws of the Twenty-seventh General Assembly, and amending chapter 8, of title 13 of the code, in relation to industrial schools.

Read first and second time and referred to Sifting committee.

House file No. 410, a bill for an act providing for the closing of the Industrial Home for the Blind, and for the paying of the transportation of the inmates to their homes, and authorizing the board of control of state institutions to employ and pay a custodian to care for the buildings and property, and authorizing said board to lease the land, and collect rentals thereof, and sell or dispose of the personal property at said institution, and making an appropriation to carry out the provision of this act; also, providing for the transfer to the general fund of the state certain unexpended balances of special appropriations.

Read first and second time and referred to Sifting committee.

House file No. 348, a bill for an act to amend section 1077 of the code, relating to the registration of voters.

Read first and second time and referred to Sifting committee.

House file No. 368, a bill for an act repealing section 9, chapter 160 of the acts of the Ninth General Assembly, and providing for the payment by the treasurer of state of swamp land indemnity money direct to county authorities.

Read first and second time and referred to Sifting committee.

The Senate resumed consideration of Senate file No. 219 at this time.

Senator Garst moved that the Senate do now adjourn.

Carried.

Senate adjourned.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

REPORT OF COMMITTEE.

Senator Finch, from the committee on Senatorial and Representative Districts, submitted the following report:

MR. PRESIDENT—Your committee on Senatorial and Representative Districts, to whom was referred House file No. 389, a bill for an act to apportion the state into representative districts and to apportion the ratio

of representation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

PARLEY FINCH,
Chairman.

Adopted.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 333, a bill for an act making an appropriation for the Rescue home at Dubuque, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 258, a bill for an act to appropriate the sum of \$500 to pay John F. Oliver for legal services rendered in behalf of the state in a case involving the validity and construction of the will of the late Baxter Whiting.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

Relative to the officers of the different state educational institutions, requesting them to enforce the rules preventing the students from using intoxicating liquors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 334, a bill for an act making an appropriation for the Womens' and Bables' Home association of Sioux City, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 411, a bill for an act to prohibit the sale of intoxicating liquors to students of any of the state institutions of learning in this state, and prohibiting their presence in places where intoxicating liquors are sold and providing penalties for the violation thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 47, a bill for an act to provide for the finishing and furnishing of the historical building.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 45, a bill for an act making an appropriation for repairs on the rooms in the capitol building, now occupied by the board of control, and for furnishing the same.

S. M. CART,
Chief Clerk.

On motion of Senator Finch, by unanimous consent House file No. 389 was taken up and considered.

Senator Finch offered the following amendment and moved its adoption:

Amend section 32, by inserting the word "district" after the words "thirty-first," in the second line.

Adopted.

The bill was read for information.

Senator Finch moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Craig

Crossley, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace—40.

The nays were:

None.

Absent or not voting:

Senators Classen, Eaton, Emmert, Garst, Hubbard, Junkin, Lyons, Tallman, Wilson, Young—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

PETITIONS AND MEMORIALS.

Senator Wallace presented petition of citizens of Hardin county, Iowa, relative to the assessment of taxes.

Referred to committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator Mullan, Senate file No. 364, a bill for an act authorizing the Waterloo and Cedar Falls Rapid Transit company to construct its railway over the grounds of the state used for normal school, at Cedar Falls, Iowa.

Read first and second time and referred to Sifting committee.

Placed upon Calendar.

The Senate resumed consideration of Senate file No. 219, which was pending at the hour of the noon adjournment.

Senator Titus moved the previous question on the pending amendment.

Carried.

A roll call was demanded on the amendment offered by Senator Harriman.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alexander, Arthaud, Crossley, Fitchpatrick, Griswold, Harriman, Junkin, Lambert, Lyons, Moffit, Perrin, Smith—12.

The nays were:

Senators Alberson, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Finch, Garst, Gorrell, Hazelton, Healy, Hopkins, Lewis, Lister, McIntire, Mardis, Mullan, Nolan, Penrose, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson—29.

Absent or not voting:

Senators Allyn, Craig, Eaton, Emmert, Hayward, Hobart, Hubbard, McArthur, Young—9.

So the amendment was lost.

The original amendment offered by Senator Lewis prevailed.

Senator Hazelton moved the adoption of the following amendment:

Amend by striking out the word "ten," in the fourth line of section 5, and insert "fifteen" in lieu thereof.

Adopted.

The bill was read as amended.

Senator Lewis moved the adoption of the substitute.

Adopted.

Senator Lewis moved that the rule be suspended, and that bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Emmert, Fitch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hopkins, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson—39.

The nays were:

Senators Arthaud, Harriman, Lyons, Perrin—4.

Absent or not voting:

Senators Craig, Crossley, Eaton, Hobart, Hubbard, Junkin, Young—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Trewin moved to reconsider the vote whereby Senate file No. 219 passed the Senate.

Senator Trewin also moved that the motion to reconsider be laid on the table, which carried.

On motion of Senator Healy, from the Sifting committee, Senate file No. 75, a bill for an act to amend sections 1119 and 1120, chapter 3, title 6 of the code, relative to marking and counting of ballots, was taken up and considered.

Senator Townsend offered the following amendments and moved its adoption.

I move to amend the bill by striking out all after the enacting clause, and inserting in lieu thereof the following:

Section 1. That section eleven hundred and six (1106) of the code be amended as follows: Strike out the four circles in line twenty-three (23) thereof.

Sec. 2. That section eleven hundred and nine (1109) of the code be amended as follows: Strike out the semi-colon after the word "height," in the fourth line, and insert a period in lieu thereof. Also, strike out the following words in lines 4 and 5: "and a circle one-half inch in diameter shall be printed at the beginning of the line in which such name or title is printed."

Sec. 3. That section eleven hundred and twenty (1120) of the code be amended as follows: "Strike out the first and second sentences of said section beginning with the word "when," in the third line of said section, and ending with the word "rejected," in the ninth line thereof.

Sec. 4. That section eleven hundred and twenty-one (1121) of the code be amended as follows: Strike out the words "the circle or," in the second line thereof.

Sec. 5. That section eleven hundred and nineteen (1119) of the code be repealed and the following substituted therefor:

Upon retiring to the voting booth, the voter shall prepare his ballot by placing a cross in the square opposite the name of each candidate for whom he desires to vote. The voter may also insert in writing, in the proper place, the name of any person for whom he desires to vote, making a cross opposite thereto.

Senator Healy moved the previous question on the pending substitute.

Carried.

A roll call was demanded on the substitute.

On the question, Shall the substitute be adopted?

The yeas were:

Senators Alberson, Emmert, Garst, Lambert, Lyons, McIntire, Porter, Smith, Tallman, Townsend, Wilson—11.

The nays were:

Senators Alexander, Allyn, Bachman, Ball, Blanchard, Bolter, Classen, Craig, Crossley, Finch, Fitchpatrick, Griswold, Hazelton, Healy, Hopkins, Junkin, Lewis, Lister, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Titus, Wallace—26.

Absent or not voting:

Senators Arthaud, Bishop, Brighton, Cheshire, Eaton, Gorrell, Harriman, Hayward, Hobart, Hubbard, McArthur, Trewin, Young—18.

So the substitute was lost.

Senator Finch offered the following amendments and moved their adoption:

Strike out the words "the preceding section," on line 1 of section 2, as amended, and add in lieu thereof the words "section 1."

Adopted.

Amend section 1, after the word "vote," in line 9, and insert "except as provided in section 2 of this act."

Adopted.

That the following be section 2 of the bill:

When two or more persons are to be elected to the same kind of office and a voter wishes to vote for candidates on different tickets, he may place a cross in the square opposite the name of the candidates of his choice, and as to such office, it shall be counted for those so marked, except as provided in section 3 hereof, and that section 2 be numbered section 3.

Adopted.

Senator Perrin moved to amend by striking out the words "the preceding" in line 4 of section 3, and insert the word "said" in lieu thereof.

Adopted.

Senator Penrose moved the adoption of the substitute as amended.

Adopted.

Senator Penrose moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Bachman, Ball, Bishop, Blanchard, Bolter, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Healy, Lambert, Lewis, Lyons, McIntire, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace, Wilson, Young—28.

The nays were:

Senators Alexander, Allyn, Arthaud, Brighton, Cheshire, Classen, Garst, Griswold, Harriman, Hazelton, Hobart, Hopkins, Lister, McArthur, Mardis, Moffit—16.

Absent or not voting:

Senators Eaton, Hayward, Hubbard, Junkin, Mullan, Trewin—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy, from Sifting committee, Senate Joint resolution No. 6, proposing amendment to the constitution of Iowa, relative to suffrage and to provide for its reference and publication, was taken up and considered at this time.

The bill was read for information.

Senator Perrin moved that the rule be suspended, and that the joint resolution be considered engrossed, and the reading of the joint resolution just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Fitchpatrick, Gorrell, Griswold, Harriman, Healy, Hopkins, Lister, Mardis, Penrose, Perrin, Porter, Smith, Townsend, Trewin, Wallace—24.

The nays were:

Senators Alberson, Bachman, Ball, Bishop, Emmert, Finch, Garst, Hayward, Hazelton, Hobart, Junkin, Lambert, Lewis,

Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Titus, Wilson, Young—22.

Absent or not voting:

Senators Brighton, Eaton, Hubbard, Tallman—4.

So the joint resolution, having failed to receive a constitutional majority, was declared lost.

On motion of Senator Healy the Senate took up Senate file No. 140 at this time.

Senator Hazelton moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bishop, Bolter, Cheshire, Classen, Craig, Emmert, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace—34.

The nays were:

Senators Bachman, Ball, Crossley, Garst, Junkin, McArthur, McIntire, Penrose, Wilson, Young—10.

Absent or not voting:

Senators Alberson, Blanchard, Brighton, Eaton, Finch, Hubbard—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred House file No. 34, a bill for an act to pay over money belonging to the estate of Williams Parks, uninherited, and escheated to, and now in the treasury of the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the second and third lines of the second paragraph of the title be amended by striking out the words and figures "sixteen hundred and four dollars (\$1,604)" and inserting

in lieu thereof the words and figures "fifteen hundred and sixty-two dollars (\$1,562);" amend section 2 by striking out the words and figures "sixteen hundred and four dollars (\$1,604) in the second line and inserting in lieu thereof the words and figures "fifteen hundred and sixty-two dollars (\$1,562)," and when so amended that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst, the Senate took up House file No. 34 at this time.

Senator Garst moved the adoption of the following committee amendments:

That "second" (2) and "third" (3) lines of the "second" (2) paragraph of the title be amended by striking out the words and figures "sixteen hundred and four" (1604) and inserting in lieu thereof, the words and figures "fifteen hundred and sixty-two" (1562).

Adopted.

Amend section two (2) by striking out the words and figures "sixteen hundred and four" (1604) in the second (2) line and inserting in lieu thereof the words and figures "fifteen hundred and sixty-two dollars, (\$1,562.)

Adopted.

The bill was read as amended.

Senator Garst moved that the rule be suspended, and that the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—44.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Brighton, Eaton, Harriman, Hubbard, Nolan—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst, the Senate took up Senate file No. 298 at this time.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harri-
man, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin,
Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis,
Moffit, Penrose, Perrin, Porter, Smith, Tallman, Townsend,
Trewin, Wilson, Young—42.

The nays were:

None.

Absent or not voting:

Senators Bolter, Brighton, Eaton, Hubbard, Mullan, Nolan,
Titus, Wallace—8.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

Senate file No. 50, a bill for an act to provide for and aid in the erection of a memorial to Sergeant Charles Floyd.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 409, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts, the State university and the State Normal school.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 201, a bill for an act making an appropriation for the fish and game commission of the state of Iowa.

S. M. CART,
Chief Clerk.

President *pro tem.* Harriman was called to the chair at 4:50 P. M.

Senator Bishop filed the following motion to reconsider.

I move to reconsider the vote by which the Senate concurred in the House amendments to Senate file No. 140.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 292, a bill for an act to increase the support of the State Historical department, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that section 1 be amended by inserting the words "for the biennial period" after the word "appropriated" in the first line. Also, amend said section by striking out "five thousand dollars (\$5,000)" in the third line and inserting in lieu thereof the words

"four thousand dollars (\$4,000)," and when so amended that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst, the Senate took up Senate file No. 292 at this time.

Senator Garst moved the adoption of the following committee amendments.

Amend by inserting the words "for the biennial period" after the word "appropriated" in the first line.

Adopted.

Amend said section by striking out "five thousand dollars (\$5,000)" in third line, and inserting in lieu thereof the words "four thousand dollars (\$4,000)."

Adopted.

The bill was read as amended.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Ball, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Wilson, Young—39.

The nays were:

Senator Arthaud—1.

Absent or not voting:

Senators Alberson, Bachman, Bishop, Brighton, Eaton, Hubbard, Junkin, Townsend, Trewin, Wallace—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

REPORT OF COMMITTEE.

Senator Mullan, from the committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your committee on Compensation of Public Officers, to whom was referred House file No. 169, a bill for an act to amend section five hundred and ten (510) of the code, relating to the compensation of deputy sheriffs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

C. W. MULLAN,
Chairman.

Referred to Sifting committee.

On motion of Senator Healy the Senate took up House file No. 68.

Senator Trewin moved the adoption of the report of committee.

Adopted.

The bill was read for information.

Senator Lewis offered the following amendment and moved its adoption:

Amend section one by inserting in the proviso after "refused" the words "employment or" and after "the" the words "wages or."

Lost.

Senator Trewin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Junkin, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Titus, Trewin, Wallace, Young—32.

The nays were:

Senators Alberson, Craig, Crossley, Finch, Garst, Hopkins, Lambert, McArthur, McIntire, Porter, Tallman, Wilson—12.

Absent or not voting:

Senators Arthaud, Brighton, Eaton, Emmert, Hubbard, Townsend—6.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy, from the Sifting committee, the Senate took up and considered Senate file No. 68, a bill for an act to amend section 1743 of the code, in relation to the selection of the third arbitrator or umpire, when arbitration or appraisement is stipulated for in the policy of insurance are demanded.

The substitute was read for information.

Senator Hobart offered the following substitute for Senate file No. 68 and moved its adoption:

SUBSTITUTE FOR THE SUBSTITUTE FOR SENATE FILE NO. 68.

A bill for an act to amend section seventeen hundred and forty-three (1743) of the code, relative to stipulations of arbitration in policies of insurance.

Be it Enacted by the General Assembly of the State of Iowa:

Section 1. That section seventeen hundred and forty-three (1743) of the code, be amended by striking out the comma after the word "property" in the nineteenth line of said section, and inserting a period in lieu thereof, and by striking out after said word "property" the remainder of said sentence, being the following: "unless it be pleaded and proved that the insurance company gave written notice to the insured of its election to determine the amount of loss by appraisement or arbitration, as provided in the policy, and thereafter the insured failed to comply with said requirements."

Senator Healy moved that further consideration of Senate file No. 68 be postponed until 9.30 o'clock A. M., to-morrow.

Carried.

The Journal of yesterday was taken up, corrected and approved.

REPORT OF COMMITTEE.

Senator Hobart, from the committee on Corporations, submitted the following report:

MR. PRESIDENT—Your committee on Corporations, to whom was referred House file No. 292, a bill for an act defining the duties and powers of directors of corporations organized under the laws of the state for pecuniary profit, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

A. C. HOBART,
Chairman.

Referred to Sifting committee.

Senator Garst moved that the Senate take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 409, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts, the State university and the State Normal school.

Read first and second time and referred to committee on Appropriations.

Senate file No. 50, a bill for an act to provide for and aid in the erection of a memorial to Sergeant Charles Floyd.

Passed on file.

Senate file No. 201, a bill for an act making appropriations for the fish and game commission of the state of Iowa.

Passed on file.

Senate file No. 45, a bill for an act making an appropriation for repairs on the rooms in the capitol building, now occupied by the board of control, and for furnishing the same.

Passed on file.

Senate file No. 47, a bill for an act to provide for the finishing and furnishing of the historical building.

Passed on file.

House file 411, a bill for an act to prohibit the sale of intoxicating liquors to students of any of the state institutions of learning in this state and prohibiting their presence in places where intoxicating liquors are sold, and providing penalties for violation thereof.

Read first and second time and referred to Sifting committee.

Concurrent resolution relative to the officers of the different state educational institutions, requesting them to enforce the rules preventing the students from using intoxicating liquors.

Passed on file.

Senate file No. 258, a bill for an act to appropriate the sum of \$500 to pay John F. Oliver for legal services rendered in behalf of the state, in a case involving the validity and construction of the will of the late Baxter Whiting.

Passed on file.

House file No. 384, a bill for an act making an appropriation for the Womens' and Babies' Home association at Sioux City, Iowa.

Read first and second time and referred to Appropriation committee.

House file No. 383, a bill for an act making an appropriation for Rescue home, at Dubuque, Iowa.

Read first and second time and referred to committee on Appropriations.

Senator Bachman moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, Thursday, April 5, 1900. }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. Enoch Hill of Grand Junction, Iowa.

Senator Tallman offered the following concurrent resolution and moved its adoption:

CONCURRENT RESOLUTION.

Extending to the Farmers' National congress an invitation to hold an annual session of said congress in the year 1901 or 1902, in the state of Iowa.

Resolved, By the Senate, the House concurring: That the General Assembly of the state of Iowa, appreciating the great benefits to be derived from the deliberation of the Farmers' National congress, do hereby extend to said congress an invitation to hold one of its conventions in the state of Iowa, either in the year 1901 or 1902.

Adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 106, a bill for an act to provide for the erection of monuments to mark the positions occupied by Iowa volunteers at the battle of Shiloh, Tenn., and to make an appropriation to pay for the same, and to pay the expenses of the commissioners.

Also, substitute for House file No. 187, a bill for an act relating to the Industrial School for Girls, and to establish a reformatory for females at Anamosa, Iowa, to be known as the Iowa industrial reformatory for females, and to make appropriations therefor.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Hazelton, from the committee on Elections, submitted the following report:

MR. PRESIDENT—Your committee on Elections, to whom was referred Senate file No. 137, a bill for an act to amend sections 1106, 1109, 1120 and 1121, and to repeal section 119, and to enact a substitute therefor, all said sections of chapter 3, title 6 of the code, relating to the form, printing, marking and counting of ballots, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that said Senate file No. 137 be indefinitely postponed, a similar bill, Senate file No. 75, having been recommended for passage by this committee, and the same having passed the Senate.

A. S. HAZELTON,
Chairman.

Adopted.

Also:

MR. PRESIDENT—Your committee on Elections, to whom was referred House file No. 316, a bill for an act to provide for the registration of voters, the holding of elections and canvassing of votes in independent school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

A. S. HAZELTON,
Chairman.

Referred to Sifting committee.

Senator McArthur, from the committee on Penitentiaries and Pardons, submitted the following report:

MR. PRESIDENT—Your committee on Penitentiaries and Pardons, to whom was referred Senate file No. 36, a bill for an act in relation to the state penitentiaries and to authorize and to regulate the paroling of convicts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

W. MCARTHUR,
Chairman.

Adopted.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 399, a bill for an act to repeal section six (6) of an act of the Twenty-eighth General Assembly, entitled an act to protect fish and game, and to provide a fund to pay the expenses of prosecutions made by this act and to enact a substitute therefor.

S. M. CART,
Chief Clerk.

Also.

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 84, a bill for an act to punish persons engaging in boxing contests or sparring exhibitions where an admission fee is charged. Those who knowingly aid, abet or assist such contests and exhibitions, and those who knowingly permit any ground, lot or building, hall or structure to be used for such contests or exhibitions,

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 347, a bill for an act to amend section one hundred and sixty-six (166) of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 347, a bill for an act to repeal section 1306 of the code, and to enact a substitute therefor, relating to the assessment of taxes, and limiting the indebtedness of counties and other political and municipal corporations.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments in which the concurrence of the House was asked:

House file No. 179, a bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments in which the concurrence of the House was asked:

House file No. 389, a bill for an act to apportion the state into representative districts and declare the ratio of representation.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Substitute for Senate file No. 117, a bill for an act to repeal section forty-nine hundred and forty-six (4946) of the code, relating to bodies for medical purposes, and enacting a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 322, a bill for an act to amend chapter forty-three (43) of the acts of the Twenty-seventh General Assembly in relation to state aid to district and county agricultural societies, and to amend sections 1658 and 1659 of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 408, a bill for an act making appropriations for the repair, support and contingent funds for the state hospitals, the penitentiaries, the Industrial Schools for Boys and Girls, the Institution for Feeble-Minded Children, the School for the Deaf, College for the Blind, the Soldiers' Orphans' home and the Soldiers' home.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 271, a bill for an act to amend section one (1) of chapter ninety-five (95) of the acts of the Twenty-seventh General Assembly in relation to the issuance of bonds by school corporations.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 308, a bill for an act to amend section two hundred and twenty-seven (227) of the code, and to provide an additional judge for the Seventh judicial district.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 342, a bill for an act to amend section 2735 of the code, in relation to the examination of teachers by the county superintendents.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate amendments in which the concurrence of the House was asked:

House file No. 34, a bill for an act to pay over money belonging to the estate of William Parks, uninherited, and escheated to, and now in the treasury of the state of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following substitute in which the concurrence of the House was asked:

Substitute for Senate file No. 115, a bill for an act to regulate the levy and collections of special assessments in cities and towns, and cities acting under special charters.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the House was asked:

Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts and changes of venue therefrom.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill, in which the concurrence of the House was asked:

Senate file No. 257, a bill for an act amending section 123 of the code and to prohibit the charging off of balances of unexpended appropriations.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 176, a bill for an act to amend chapter 10 of title 3 of the code, relating to the admission of persons to practice as attorneys and counselors in the courts of this state.

S. M. CART,
Chief Clerk.

On motion of Senator Garst, the Senate took up House file No. 409, a bill for an act making appropriation to the Iowa State College of Agriculture and Mechanic Arts, the State university and State Normal school.

The bill was read for information.

Senator Porter offered the following amendment and moved its adoption:

I move to amend by striking out of section 1, the words and figures "president's residence, \$10,000."

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Bishop, Bolter, Emmert, Lambert, Lister, Mardis, Nolan, Porter, Tallman, Townsend, Young—12.

The nays were:

Senators Alexander, Allyn, Ball, Blanchard, Cheshire, Classen, Craig, Crossley, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lyons, McArthur, McIntire, Moffit, Perrin, Smith, Titus, Trewin, Wallace, Wilson—30.

Absent or not voting:

Senators Arthaud, Bachman, Brighton, Eaton, Finch, Hubbard, Mullan, Penrose—8.

So the amendment was lost.

Senator Porter offered the following amendment and moved its adoption:

I move to amend section 1 by inserting "\$55,000" in lieu of "\$85,000" where the same occurs.

Senator Titus moved the previous question on the amendment.

Carried.

The amendment was lost.

Senator Arthaud offered the following amendment and moved its adoption:

I move to amend the appropriation for the Agricultural college by reducing the amount for president's residence from "\$10,000" to "\$6,000" as provided in section 1.

A roll call was demanded on the amendment.

On the question, Shall the amendment be adopted?

The yeas were:

Senators Alberson, Arthaud, Bishop, Bolter, Enmert, Lambert, Nolan, Tallman, Townsend—9.

The nays were:

Senators Alexander, Allyn, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Perrin, Porter, Smith, Titus, Trewin, Wallace, Wilson, Young—34.

Absent or not voting:

Senators Brighton, Crossley, Eaton, Hubbard, Lyons, Mullan, Penrose—7.

So the amendment was lost.

Senator Garst moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Nolan, Perrin, Smith, Titus, Townsend, Wallace, Wilson, Young—40.

The nays were:

None.

Absent or not voting:

Senators Bishop, Brighton, Eaton, Hubbard Lyons, Mullan, Penrose, Porter, Tallman, Trewin—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The President announced that he had signed in the presence of the Senate, House files Nos. 76, 355, 261, 189, 14, 284, 105, 78, 82, 145, 9, 407, 260, 144, 874, 137, 106 and Senate files Nos. 823, 160, 121, 318, 120, 863, 306, 326, 159, 272, 126, 335, 246 and 311.

Senator Titus offered the following resolution and moved its adoption:

Resolved, That after the adoption of this resolution, speeches in debate shall be limited to five minutes.

Laid over.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 311, a bill for an act to amend chapter 13, title 9 of the code, and to repeal chapter 48, acts of the Twenty-seventh General Assembly, relating to building and loan associations, and defining certain offenses and providing penalties therefor.

Also, substitute for Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States.

Also, Senate file No. 272, a bill for an act to amend section 2483 of the code, relating to the compensation of mine inspectors.

Also, Senate file No. 306, a bill for an act making provision for the support of the department of the Industrial School for Girls at Mitchellville, Iowa.

Also, Senate file No. 363, a bill for an act making an appropriation to pay the expense of returning to this state the members of the Fifty-first Regiment Iowa volunteers.

Also, Senate file No. 126, a bill for an act making an appropriation for Benedict home at Des Moines, Iowa.

Also, Senate file No. 326, a bill for an act to amend section 1727 of the code, relating to the issuance, delivery and transfer of shares of the capital stock of corporations.

Also, Senate file No. 335, a bill for an act to provide for the making of biennial reports by state officers, commissions and boards, for the publication thereof by the executive council, and for the repeal of section 163 of the code.

Also, substitute for Senate file No. 346, a bill for an act to authorize the executive council to re-assess and re-levy taxes heretofore or hereafter held to be invalid, and to certify the same to the proper county officers when necessary, and to authorize such officers to levy such taxes.

Also, Senate file No. 121, a bill for an act to amend section 2382 of the code, relating to the sale of intoxicating liquor.

Also, Senate file No. 318, a bill for an act to amend section 2881 of the code, relating to the compensation of the state librarian and his assistants

Also, substitute for Senate file No. 160, a bill for an act to repeal chapter 19, title 12 of the code, and enacting a substitute therefor creating a board of dental examiners and regulating the practice of dentistry.

Also, Senate file No. 323, a bill for an act to appoint a joint committee of the Senate and House to revise and codify the laws in relation to special assessment for public improvements in municipal corporations, and any other laws in relation to municipal corporations deemed necessary; defining the duties of the committee; providing for the publication and distribution of its report, and making an appropriation for the payment of expenses for the committee.

Also, substitute for Senate file No. 120, a bill for an act to amend section 2978 of the code, relating to the extent of a homestead, if within a city or town.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 311, a bill for an act to amend chapter thirteen (13), title nine (9) of the code, and to repeal chapter forty-eight (48) acts of the Twenty-seventh General Assembly, relating to building and loan associations, and defining certain offenses and providing penalties therefor.

Also, Substitute for Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States.

Also, Senate file No. 272, a bill for an act to amend section 2483 of the code, relating to the compensation of mine inspectors.

Also, Senate file No. 306, a bill for an act making provisions for the support of the department of the Industrial School for Girls at Michellville, Iowa.

Also, Senate file No. 363, a bill for an act making an appropriation to pay the expense of returning to this state, the members of the Fifty-first Regiment infantry, Iowa volunteers.

Also, Senate file No. 126, a bill for an act making an appropriation for Benedict home at Des Moines, Iowa.

Also, Senate file No. 326, a bill for an act to amend section 1627 of the code, relating to the issuance, delivery and transfer of shares of the capital stock of corporations.

Also, Senate file No. 335, a bill for an act to provide for the making of biennial reports by state officers, commissions and boards, for the publication thereof by the executive council, and for the repeal of section 163 of the code.

Also, substitute for Senate file No. 346, a bill for an act to authorize the executive council to re-assess and re-levy taxes heretofore or hereafter held to be invalid, and to certify the same to the proper county officers when necessary, and to authorize such officers to levy such taxes.

Also, Senate file No. 121, a bill for an act to amend section 2382 of the code, relating to the sale of intoxicating liquors.

Also, Senate file No. 318, a bill for an act to amend section 2881 of the code, relating to the compensation of the state librarian and his assistants.

Also, substitute for Senate file No. 160, a bill for an act to repeal chapter 19, title 12 of the code, and enacting a substitute therefor creating a board of dental examiners and regulating the practice of dentistry.

Also, Senate file No. 323, a bill for an act to appoint a joint committee of the Senate and House to revise and codify the laws in relation to special assessment for public improvements in municipal corporations, and any other laws in relation to municipal corporations deemed necessary; defining the duties of the committee; providing for the publication and distribution of its report, and making an appropriation for the payment of expenses for the committee.

Also, substitute for Senate file No. 120, a bill for an act to amend section 2978 of the code, relating to the extent of a homestead, if within a city or town.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Garst, from the committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your committee on Appropriations, to whom was referred Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the Hospital for the Insane at Mt. Pleasant, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same do pass.

WARREN GARST,
Chairman.

Adopted.

On motion of Senator Garst, the Senate took up Senate file No. 294.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed?

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Wallace, Wilson, Young—48.

The nays were:

None.

Absent or not voting:

Senators Blanchard, Eaton, Harriman, Hubbard, Lambert, Porter, Trewin—7.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Garst moved that the Senate take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

House file No. 408, a bill for an act making appropriations for the repair, support and contingent funds for the state hospitals, the penitentiaries, the Industrial Schools for Boys and Girls, the Institution for Feeble-minded Children, the School for the Deaf, College for the Blind and the Soldiers' Orphans' home.

Read first and second time.

On motion of Senator Garst, the Senate took up House file No. 408 at this time.

Senator Classen offered the following amendments and moved their adoption:

Amend section one (1) by striking out the word "fifty-three" after the word "and," in the second line as printed in the Journal, and insert in lieu thereof the word "sixty-four;" also, strike out the figures "53" and insert the figures "64."

Adopted.

Also, amend section fourteen (14) by inserting after the word "Marshalltown," in the first line, the following: "completing and furnishing old people's building, \$11,000."

Adopted.

The bill was read for information.

Senator Garst moved to amend the bill by adding the words "section thirteen" at the beginning of the paragraph following section 12.

Adopted.

Senator Garst moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins,

Junkin, Lambert, Lister, Lyons, McArthur, Mardis, Mullan, Penrose, Perrin, Smith, Tallman, Towns, Trewin, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Brighton, Eaton, Hubbard, Lewis, McIntire, Moffit, Nolan, Porter, Titus—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

71, a bill for an act to amend section one (1) of chapter ninety-five (95) of the acts of the Twenty-seventh General Assembly, in relation to the issuance of bonds by school corporations.

Passed on file.

House file No. 398, a bill for an act to amend section two hundred and twenty-seven (227) of the code, and to provide an additional judge for the Seventh Judicial district.

Read first and second time and referred to Sifting committee.

Senate file No. 322, a bill for an act to amend chapter forty-three (43) of the acts of the Twenty-seventh General Assembly, in relation to state aid to district and county agricultural societies, and to amend sections 1658 and 1659 of the code.

Passed on file.

Substitute for Senate file No. 117, a bill for an act to repeal section forty nine hundred and forty six (4946) of the code, relating to bodies for medical purposes, and enacting a substitute therefor.

Passed on file.

House file No. 389, a bill for an act to apportion the state into representative districts and declare the ratio of representation.

Passed on file.

House file No. 179, a bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa.

Passed on file.

Substitute for Senate file No. 89, a bill for an act to repeal section 1306 of the code, and to enact a substitute therefor, relating to the assessment of taxes, and limiting the indebtedness of counties and other political and municipal corporations.

Passed on file.

Senate file No. 847, a bill for an act to amend section one hundred and sixty-six (166) of the code.

Passed on file.

Substitute for Senate file No. 84, a bill for an act to punish persons engaging in boxing contests, or sparring exhibitions where an admission fee is charged, those who knowingly aid, abet or assist such contests and exhibitions, and those who knowingly permit any ground or building, hall or structure to be used for such contests or exhibitions.

Passed on file.

House file No. 396, a bill for an act to repeal section six (6) of an act of the Twenty-eighth General Assembly, entitled an act to protect fish and game and to provide a fund to pay the expenses of prosecutions under this act and to enact a substitute therefor.

Read first and second time by title.

On motion of Senator Lambert, the Senate took up House file No. 396 at this time.

The bill was read for information.

Senator Lambert moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Cheshire, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons,

McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wallace, Young—40.

The nays were:

None.

Absent or not voting:

Senators Bishop, Brighton, Classen, Craig, Eaton, Garst, Hazelton, Hubbard, Townsend, Wilson—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

Senate file No. 176, a bill for an act to amend chapter 10, of title 8 of the code, relating to the admission of persons to practice as attorneys and counsellors in the courts of this state.

On motion of Senator Cheshire, the Senate took up Senate file No. 176.

Senator Cheshire moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Cheshire, Classen, Emmert, Finch, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend—85.

The nays were:

None.

Absent or not voting:

Senators Alberson, Blanchard, Bolter, Brighton, Craig, Crossley, Eaton, Fitchpatrick, Hubbard, Moffit, Smith, Trewin, Wallace, Wilson, Young—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senate file No. 257, a bill for an act amending section 128 of the code, and to prohibit the charging off of balances of unexpended appropriations.

On motion of Senator Garst the Senate took up Senate file No. 257.

Senator Garst moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bishop, Bolter, Cheshire, Classen, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Young—84.

The nays were:

None.

Absent or not voting:

Senators Bachman, Ball, Blanchard, Brighton, Craig, Crossley, Eaton, Emmert, Hubbard, Jynkin, Lyons, McArthur, Titus, Trewin, Wallace, Wilson—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts and changes of venue therefrom.

Passed on file.

House file No. 34, a bill for an act to pay over money belonging to the estate of William Parks, uninherited and escheated to, and now in the treasury of, the state of Iowa.

Passed on file.

House file No. 342, a bill for an act to amend section 2735 of the code, in relation to the examination of teachers by the county superintendents.

Read first and second time and referred to Sifting Committee.

Substitute for Senate file No. 115, a bill for an act to regulate the levy and collections of special assessments in cities and towns, and cities acting under special charters.

Passed on file.

On motion of Senator Lyons, the Senate took up substitute for Senate file No. 39 for consideration.

Senator Lyons moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Blanchard, Bolter, Cheshire, Craig, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Young—87.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Bachman, Ball, Bishop, Brighton, Classen, Crossley, Eaton, Garst, Hubbard, Junkin, Mardis, Wilson—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

The Senate took up House file No. 387 for consideration.

The bill was read for information.

Senator Healy moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Ball, Bishop, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose,

Perrin, Porter, Smith, Tallman, Titus, Townsend, Wallace, Wilson, Young—41.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Bachman, Brighton, Eaton, Garst, Hayward, Hubbard, McArthur, Trewin—9.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy, the motion of Senator Bishop to reconsider the vote whereby the Senate concurred in the House amendments to Senate file No. 140 was taken up by the Senate.

Senator Hazelton moved that the motion to reconsider be laid on the table.

A roll call was demanded.

On the question, Shall the motion to reconsider be laid on the table?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Blanchard, Bolter, Classen, Craig, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Lister, Mardis, Mullan, Perrin, Townsend, Trewin, Wallace, Young—24.

The nays were:

Senators Ball, Bishop, Crossley, Finch, Junkin, Lambert, Lyons, McArthur, Moffit, Penrose, Porter, Tallman—12.

Absent or not voting:

Senators Alberson, Brighton, Cheshire, Eaton, Emmert, Garst, Hobart, Hubbard, Lewis, McIntire, Nolan, Smith, Titus, Wilson—14.

So the motion to reconsider was laid on the table.

On motion of Senator Healy, House file No. 394, a bill for an act to legalize the acts of the board of supervisors of Delaware county, Iowa, relating to the levying a tax for the support of

the poor and legalizing the tax so levied was taken up and considered.

The bill was read for information.

Senator Griswold moved that the rule be suspended and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Classen, Craig, Crossley, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Hopkins, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Young—37.

The nays were:

None.

Absent or not voting:

Senators Brighton, Cheshire, Eaton, Emmert, Gorrell, Healy, Hobart, Hubbard, Junkin, McArthur, McIntire, Smith, Wilson—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title was agreed to.

Senator Healy moved that the time of adjournment be extended fifteen minutes.

Carried.

On motion of Senator Healy the Senate took up Senate file No. 364 at this time.

The bill was read for information.

Senator Mullan moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Ball, Blanchard, Brighton, Classen, Crossley, Emmert, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan,

Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Young—82.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Bachman, Bishop, Bolter, Cheshire, Craig, Eaton, Garst, Gorrell, Harriman, Hubbard, McArthur, McIntire, Smith, Titus, Trewin, Wallace, Wilson—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy, from the Sifting Committee, the Senate took up Senate file No. 254.

The bill was read.

Senator Mullan moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Crossley, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lewis, Lister, Lyons, McArthur, Mardis, Mullan, Nolan, Perrin, Porter, Tallman, Titus, Townsend, Trewin—82.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Bolter, Craig, Eaton, Garst, Gorrell, Hubbard, Junkin, Lambert, McIntire, Moffit, Penrose, Smith, Wallace, Wilson, Young—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Healy moved that the Senate do now adjourn.

Carried.

Senate adjourned.

AFTERNOON SESSION.

Senate met in regular session at 2 o'clock P. M., pursuant to adjournment, President Milliman presiding.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor, for his approval, Senate file No. 311, a bill for an act to amend chapter 13, title 9 of the code, and to repeal chapter 48, acts of the Twenty-seventh General Assembly, relating to building and loan associations, and defining certain offenses and providing penalties therefor.

Also, substitute for Senate file No. 159, a bill for an act to prevent and punish the desecration of the flag of the United States.

Also, Senate file No. 272, a bill for an act to amend section 2483 of the code, relating to the compensation of mine inspectors.

Also, Senate file No. 306, a bill for an act making provision for the support of the department of the Industrial School for Girls, at Mitchellville, Iowa.

Also, Senate file No. 363, a bill for an act making an appropriation to pay the expense of returning to this state the members of the Fifty-first regiment infantry, Iowa volunteers.

Also, Senate file No. 126, a bill for an act making an appropriation for Benedict home at Des Moines, Iowa.

Also, Senate file No. 326, a bill for an act to amend section 1727 of the code, relating to the issuance, delivery and transfer of shares of the capital stock of corporations.

Also, Senate file No. 335, a bill for an act to provide for the making of biennial reports by state officers, commissions and boards, for the publication thereof by the executive council, and for the repeal of section 163 of the code.

Also, substitute for Senate file No. 346, a bill for an act to authorize the executive council to re-assess and re-levy taxes heretofore or hereafter held to be invalid, and to certify the same to the proper county officers when necessary, and to authorize such officers to levy such taxes.

Also, Senate file No. 121, a bill for an act to amend section 2382 of the code, relating to the sale of intoxicating liquors.

Also, Senate file No. 318, a bill for an act to amend section 2881, of the code, relating to the compensation of the state librarian and his assistants.

Also, substitute for Senate file No. 160, a bill for an act to repeal chapter 19, of title 12, of the code, and enacting a substitute therefor, creating a board of dental examiners and regulating the practice of dentistry.

Also, Senate file No. 323, a bill for an act to appoint a joint committee of the Senate and House to revise and codify the laws in relation to special assessments for public improvements in municipal corporations, and any other laws in relation to municipal corporations deemed necessary; defining the duties of the committee; providing for the publication and distribution of its report, and making an appropriation for the payment of the expenses of the committee.

Also, substitute for Senate file No. 120, a bill for an act to amend section 2978 of the code, relating to the extent of a homestead, if within a city or town.

F. L. ARTHAUD,
Chairman.

The Journal of yesterday was taken up, corrected and approved.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed the following bill, in which the concurrence of the House was asked:

Senate file No. 191, a bill for an act to provide for the organization, regulation and government of life insurance corporations, companies, or associations transacting business of insurance on the stipulated premium plan, and to amend chapter seven (7), title nine (9), of the code and providing a penalty for the violation thereof.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 29, a bill for an act to provide for the taxation of the property of telegraph and telephone companies and to amend section 330 of the code and to repeal section 331 of the code.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 379, a bill for an act to amend section five thousand seven hundred and sixteen (5716) of the code in relation to the compensation of the officers and employes of the penitentiaries of the state.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution relative to inviting the Farmers' National Congress to hold one of its conventions in the state of Iowa in the year 1901 or 1902.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the House was asked:

Senate file No. 100, a bill for an act to amend section two thousand five hundred and eight (2508) of the code, in relation to the inspection and use of the products of petroleum.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the Hospital for the Insane at Mt. Pleasant, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 292, a bill for an act to increase the support of the State Historical department.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Substitute for Senate file No. 138, a bill for an act to repeal section thirteen hundred and eighty-nine (1389) of the code, and to enact a substitute therefor, in relation to the keeping of a record of delinquent taxes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 364, a bill for an act authorizing the Waterloo and Cedar Falls Rapid Transit company to construct its railway over the grounds of the state used for Normal school, at Cedar Falls, Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the House was asked:

Senate file No. 66, a bill for an act providing for the taxation of the property of express companies, and repealing sections 1345 and 1346 of the code, and chapter 31 of the acts of the Twenty-Seventh General Assembly.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Substitute for Senate file No. 256, a bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected, and providing for the expenses thereof, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients therefrom and from the state hospitals.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House amended and has passed the following bill in which the concurrence of the House was asked:

Senate file No. 223, a bill for an act to amend section six hundred and sixty-nine (669) of the code relating to the compensation of councilmen.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file 186, a bill for an act relating to examination of teachers for the state certificates and state diplomas.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendment to House file No. 408, a bill for an act making appropriations for the repair, support and contingent funds for the state hospitals, the penitentiaries, the Industrial School for Boys and Girls, the Institution for Feeble-minded Children, the School for the Deaf, College for the Blind, the Soldiers' Orphans' Home and the Soldiers' Home.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 174, a bill for an act to amend section 1806 of the code, relating to loans on life insurance policies.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 69, a bill for an act to amend the laws of Iowa concerning insurance other than life, by repealing section 1742 and enacting a substitute therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the House was asked:

Substitute for Senate file No. 219, a bill for an act to authorize boards of supervisors to provide in the discovery of property withheld from taxation, and to list the same and collect taxes thereon, and to legalize contracts therefor, made for that purpose by boards of supervisors, upon certain conditions.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has rejected the following bill in which the concurrence of the House was asked:

Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiaries.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 380, a bill for an act to amend section twenty-four hundred and forty-eight (2448) of the code relating to bar and conditions.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 342, a bill for an act to amend chapter one hundred and eighteen (118) of the laws of the Twenty-seventh General Assembly relating to the management and control of certain state institutions and the defining of certain offenses and providing penalties therefor.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 253, a bill for an act to amend section five thousand six hundred and eighty-five (5685) of the code relative to gate receipts at the state penitentiaries.

S. M. CART,
Chief Clerk.

Senator Hayward moved that the Sifting Committee be instructed to report House file No. 50 to the Senate, and on this question moved the previous question.

Senator Healy raised the point of order that the previous question could not be ordered until the motion had been stated to the Senate.

The president sustained the point of order.

Senator Hayward moved that the rule be suspended for the purpose of taking up House file No. 50 at this time.

A roll call was demanded.

The yeas were:

Senators Alexander, Ball, Blanchard, Cheshire, Hayward, Lambert, McArthur, McIntre, Nolan, Perrin, Porter, Titus, Wallace, Wilson, Young—15.

The nays were:

Senators Arthaud, Bachman, Bishop, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, Lyons, Mardis, Moffit, Smith, Townsend, Trewin—21.

Absent or not voting:

Senators Alberson, Allyn, Bolter, Brighton, Classen, Craig, Crossley, Eaton, Harriman, Hazelton, Hubbard, Mullan, Penrose, Tallman—14.

So the motion to suspend the rules was lost.

INTRODUCTION OF BILLS.

By Senator Finch, Senate file No. 365, a bill for an act to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other offices relating to the establishment of drainage districts in said county, and contracts relating thereto, issuance of bonds, and levy and collection of taxes.

Read first and second time and referred to Sifting Committee.

BILLS ON THIRD READING.

The Senate resumed consideration of substitute for the substitute for Senate file No. 68.

The substitute was read first and second time by title.

On motion of Senator Hobart, the substitute for the substitute was adopted.

Senator Hobart moved the adoption of the substitute.

Adopted.

Senator Bachman moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Blanchard, Classen, Craig, Crossley, Emmert, Finch, Gorrell, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Junkin, Lambert, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Penrose, Perrin, Smith, Tallman, Titus, Townsend, Wallace, Wilson, Young—86.

The nays were:

None.

Absent or not voting:

Senators Allyn, Bishop, Bolter, Brighton, Cheshire, Eaton, Fitchpatrick, Garst, Hayward, Hubbard, Mullan, Nolan, Porter, Trewin—14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy the Senate took up House file No. 243 for consideration.

Senator Craig called up his motion to reconsider House file No. 243, which was filed March 26th.

Senator Craig moved that the vote whereby House file No. 243 was lost be reconsidered.

Carried.

The bill was read for information.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Bachman, Ball, Blanchard, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Healy, Hopkins, Junkin, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Titus, Townsend, Trewin, Wallace, Wilson, Young—34.

The nays were:

Senator McArthur—1.

Absent or not voting:

Senators Alberson, Allyn, Arthaud, Bishop, Brighton, Eaton, Finch, Harriman, Hayward, Hazelton, Hobart, Hubbard, Lambert, Mullan, Tallman—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Garst the Senate took up for consideration House file No. 410.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Bishop, Bolter, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Healy, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Trewin, Wilson, Young—36.

The nays were:

Senator Townsend—1.

Absent or not voting:

Senators Allyn, Blanchard, Brighton, Cheshire, Eaton, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, McArthur, Wallace—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

Concurrent resolution relative to inviting the Farmers' National Congress to hold one of its conventions in the state of Iowa in the year 1901 or 1902.

Passed on file.

Senate file No. 191, a bill for an act to provide for the organization, regulation, and government of life insurance corporations, companies, or associations on the stipulated

premium plan and to amend chapter seven (7) title (9) of the code providing a penalty for the violation thereof.

The Senate took up Senate file No. 191 for consideration.

The amendments were read for information.

Senator Mullan moved that the House amendments be concurred in.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Ball, Blanchard, Cheshire, Classen, Craig, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Hazelton, Healy, Hopkins, Junkin, Lambert, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Titus, Trewin, Wallace, Young—34.

The nays were:

Senators Garst, Hayward, Lyons, Townsend—4.

Absent or not voting:

Senators Allyn, Bishop, Bolter, Brighton, Crossley, Eaton, Harriman, Hobart, Hubbard, McIntire, Tallman, Wilson—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Substitute for Senate file No. 29, a bill for an act to provide for the taxation of the property of telegraph and telephone companies, and to amend section 1330 of the code, and to repeal section 1331 of the code.

Passed on file.

House file No. 379, a bill for an act to amend section five thousand seven hundred and sixteen (5716) of the code, in relation to the compensation of the officers and employes of the penitentiaries of the state.

Read first and second time and referred to Sifting Committee.

President *pro tem.* Harriman was called to the chair at 8:15 o'clock, P. M.

REPORT OF COMMITTEE.

Senator Trewin, from the committee on Cities and Towns, submitted the following report:

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred Senate file No. 125, a bill for an act to amend section 1530, chapter two (2) title eight (8) of the code, relating to county road fund, and to amend chapter eleven (11) title five (5) of the code relating to taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. H. TREWIN,
Chairman.

Adopted.

MR. PRESIDENT—Your committee on Cities and Towns, to whom was referred House file No. 357, a bill for an act to repeal section 732 of the code, and to enact a substitute therefor authorizing the council of cities and towns, including cities acting under special charters, to levy a tax for maintenance of a public library, and for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with a substitute and the recommendation that the substitute do pass.

J. H. TREWIN,
Chairman.

The following substitute was read first and second time by title:

SUBSTITUTE FOR HOUSE FILE NO. 357, BY COMMITTEE ON CITIES AND TOWNS.

A bill for an act to amend section seven hundred and thirty-two (732) of the code as amended, relating to the powers of city and town councils to levy taxes for library purposes.

Be it enacted by the General Assembly of the State of Iowa:

Section 1. That section seven hundred and thirty-two (732) of the code as amended, be and is hereby amended by striking out the words "the tax" in the fifteenth line thereof and inserting the words "such tax or so much thereof as it may deem necessary to promote library interests."

Sec. 2. This act shall apply to cities acting under special charter.

Sec. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

On motion of Senator Trewin, the Senate took up substitute for House file No. 357, for consideration.

The substitute was read for information.

Senator Trewin moved the adoption of the substitute.

Adopted.

Senator Trewin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Ball, Blanchard, Bolter, Brighton, Classen, Craig, Crossley, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Lambert, Lewis, Lister, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—35.

The nays were:

None.

Absent or not voting:

Senators Allyn, Bachman, Bishop, Cheshire, Eaton, Emmert, Finch, Garst, Hobart, Hubbard, Junkin, Lyons, McArthur, Nolan, Smith—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy the Senate took up Senate file No. 245 for consideration.

Senator Titus moved that House file No. 242, which has already passed the House be substituted for Senate file No. 245.

Carried.

House file No. 242 was read for information.

Senator Titus moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Arthaud, Bachman, Bishop, Blanchard, Bolter, Classen, Craig, Crossley, Emmert, Finch,

Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Lewis, McArthur, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson—86.

The nays were:

Senators Lambert, McIntire—2.

Absent or not voting:

Senators Alexander, Ball, Brighton, Cheshire, Eaton, Garst, Hobart, Hubbard, Junkin, Lister, Lyons, Young—12.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

President Milliman resumed the chair at 3:45 P. M.

Senator Healy moved that the Senate take up House messages.

Carried.

HOUSE MESSAGES CONSIDERED.

Substitute for Senate file No. 256, a bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected, and providing for the expenses thereof, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from such private and county institutions and for the discharge of patients therefrom and from the state hospitals.

Passed on file.

Senate file No. 223, a bill for an act to amend section six hundred and sixty-nine (669) of the code, relating to the compensation of councilmen.

Passed on file.

The Senate took up Senate file No. 223.

Senator Townsend moved that the Senate concur in the House amendments.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bishop, Blanchard, Bolter, Classen, Craig, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hopkins, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Wilson—36.

The nays were:

None.

Absent or not voting:

Senators Alberson, Brighton, Cheshire, Crossley, Eaton, Garst, Hobart, Hubbard, Junkin, Lambert, Lyons, Trewin, Wallace, Young - 14.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa.

Passed on file.

Senate file No. 100, a bill for an act to amend section 2508 of the code, in relation to the inspection and use of the products of petroleum.

Passed on file.

Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the Hospital for the Insane at Mt. Pleasant, Iowa.

Passed on file.

Senate file No. 292, a bill for an act to increase the support of the state historical department.

Passed on file.

Substitute for Senate file No. 138, a bill for an act to repeal section thirteen hundred and eighty-nine (1389) of the code, and to enact a substitute therefor in relation to the keeping of a record of delinquent taxes.

Passed on file.

Senate file No. 364, a bill for an act authorizing the Waterloo and Cedar Falls Rapid Transit company to construct its railway over the grounds of the state used for Normal school at Cedar Falls, Iowa.

Passed on file.

Senate file No. 66, a bill for an act providing for the taxation of the property of express companies and repealing sections thirteen hundred and forty-five, and thirteen hundred and forty-six of the code, and chapter thirty-one of the acts of the Twenty-seventh General Assembly.

Passed on file.

On motion of Senator Healy the Senate took up House file No. 174.

The bill was read for information.

Senator Craig moved that the rule be suspended and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Ball, Blanchard, Bolter, Classen, Craig, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Mullan, Nolan, Perrin, Townsend, Trewin, Wallace, Wilson, Young—32.

The nays were:

Senators Arthaud, Tallman—2.

Absent or not voting:

Senators Alberson, Bishop, Brighton, Cheshire, Crossley, Eaton, Emmert, Garst, Hubbard, Junkin, McArthur, Moffit, Penrose, Porter, Smith, Titus—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title was agreed to.

On motion of Senator Healy the Senate took up substitute for House file No. 55.

The bill was read for information.

Senator McArthur moved to amend by striking out the publication clause.

Carried.

Senator Lyons moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Arthaud, Bachman, Bishop, Blanchard, Bolter, Brighton, Classen, Craig, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Lambert, Lister, Lyons, McIntire, Mardis, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wallace, Young—34.

The nays were:

Senator McArthur—1.

Absent or not voting:

Senators Allyn, Ball, Cheshire, Crossley, Eaton, Emmert, Garst, Hayward, Hubbard, Junkin, Lewis, Moffit, Smith, Titus, Wilson—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Healy filed the following motion to reconsider:

I move to reconsider the vote by which Senate file No. 191 passed the Senate.

On motion of Senator Healy the Senate took up House file No. 146.

The bill was read for information.

Senator Moffit moved the adoption of the following committee amendments:

That the words "company officers" be stricken from the third line of section 3. That the words "medical and staff department" be stricken from line 3 of section 5.

That the words and figures "section 2211, compensation of adjutant-general and assistant," being the whole of the third line of section 7 thereof, be stricken out.

Adopted.

Senator Porter moved that the words "of the code" be inserted wherever sections of the code are referred to.

Carried.

Senator Porter offered the following amendment, and moved its adoption:

Move to amend by striking out sections two (2) and seven (7) of the bill and the sections renumbered accordingly.

On the question, Shall the amendment prevail?

The yeas were:

Senators Arthaud, Bachman, Bishop, Bolter, Finch, Garst, Gorrell, Hobart, Lambert, Lewis, Lister, Lyons, McIntire, Nolan, Porter, Smith, Tallman, Townsend, Young—19.

The nays were:

Senators Alexander, Alberson, Allyn, Ball, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Fitchpatrick, Griswold, Hayward, Healy, Hopkins, Junkin, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin—24.

Absent or not voting:

Senators Eaton, Emmert, Harriman, Hazelton, Wallace, Wilson, Hubbard—7.

So the amendment was lost.

Senator Moffit moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Ball, Blanchard, Brighton, Classen, Craig, Crossley, Emmert, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Titus, Trewin, Wallace—31.

The nays were:

Senators Bishop, Bolter, Gorrell, Lambert, Lyons, McIntire, Nolan, Porter, Tallman, Townsend, Wilson—11.

Absent or not voting:

Senators Cheshire, Eaton, Finch, Garst, Harriman, Hubbard, Smith, Young—8.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

House file No. 174, a bill for an act to amend section 1806 of the code, relating to loans on life insurance policies.

Passed on file.

Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiaries.

Passed on file.

House file No. 380, a bill for an act to amend section twenty-four hundred and forty-eight (2448) of the code, relating to bar and conditions.

Read first and second time and referred to Sifting Committee.

Substitute for Senate file No. 219, a bill for an act to authorize boards of supervisors to provide in the discovery of property withheld from taxation and to list the same and collect taxes thereon, and to legalize contracts heretofore made for that purpose by the boards of supervisors, upon certain conditions.

Passed on file.

Senate file No. 69, a bill for an act to amend the laws of Iowa concerning insurance other than life by repealing section 1742 and enacting a substitute therefor.

Passed on file.

Senate file No. 258, a bill for an act to amend section five thousand six hundred and eighty-five (5685) of the code, relating to gate receipts at the state penitentiaries.]

Passed on file.

Senate file No. 842, a bill for an act to amend chapter one hundred and eighteen (118) of the laws of the Twenty-seventh General Assembly, relating to the management and control of certain state institutions and the defining of certain offenses and providing penalties therefor.

Passed on file.

House file No. 186, a bill for an act relating to examination of teachers for state certificates and state diplomas.

Passed on file.

House file No. 408, a bill for an act making appropriation for the repair, support and contingent funds for state hospitals, the penitentiaries, the Industrial Schools for Boys and Girls, the Institution for Feeble-minded Children, the School for the Deaf, College for Blind, the Soldiers' Orphans' Home, and the Soldiers' Home.

Passed on file.

On motion of Senator Healy the Senate took up Senate file No. 105 for consideration.

Senator Moffit called up his motion to reconsider the vote whereby House file No. 138 was lost, and moved that it be reconsidered.

Lost.

On motion of Senator Healy the Senate took up House file No. 135 for consideration.

Senator Craig called up his motion to reconsider the vote whereby House file No. 135 was lost.

Senator Craig moved that the vote whereby House file No. 135 was lost be reconsidered.

Carried.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Blanchard, Brighton, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Healy, Hobart, Hopkins, Lister, Mardis, Mullan, Penrose, Perrin, Smith, Titus, Townsend, Trewin, Wallace, Young—30.

The nays were:

Senators Bolter, Nolan, Wilson—3.

Absent or not voting:

Senators Ball, Bishop, Cheshire, Eaton, Garst, Hayward, Hazeltor, Hubbard, Junkin, Lambert, Lewis, Lyons, McArthur, McIntire, Moffit, Porter, Tallman—17.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy, the Senate took up House concurrent resolution relative to the officers of the different state

educational institutions, requesting them to enforce the rules preventing the students from using intoxicating liquors, for consideration.

The resolution was read for information.

The resolution was adopted.

Senator Healy moved that the Senate do now adjourn.

Senator Garst moved to amend by changing the hour to 9 o'clock to-morrow morning.

On the question, Shall the Senate adjourn until 9 o'clock to-morrow morning?

The yeas were:

Senators Finch, Garst, Hobart, Lewis, Lyons, McArthur, Mardis, Moffit, Mullan, Penrose—10.

The nays were:

Senators Alexander, Alberson, Bachman, Ball, Bishop, Blanchard, Bolter, Classen, Craig, Crossley, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Lambert, Lister, McIntire, Nolan, Porter, Smith, Tallman, Titus, Trewin, Wallace, Wilson, Young—27.

Absent or not voting:

Senators Allyn, Arthaud, Brighton, Cheshire, Eaton, Emmert, Hazelton, Healy, Hopkins, Hubbard, Junkin, Perrin, Townsend—13.

So the amendment was lost.

The original motion prevailed.

Senate adjourned.

EVENING SESSION.

Senate met in regular session at 8 o'clock P. M., pursuant to adjournment, President Milliman presiding.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled:

Senate file No. 322, a bill for an act to amend chapter 43 of the acts of the Twenty-seventh General Assembly in relation to state aid to district and county agricultural societies, and to amend section 1658 and section 1659 of the code.

Also, Senate file No. 257, a bill for an act amending section 123 of the code and to prohibit the charging off of balances of unexpended appropriations.

Also, Senate file No. 254, a bill for an act to amend section 799 of the code, relating to street improvements, and special assessments.

Also, Senate file No. 273, a bill for an act to amend section 261 of the code relating to superior courts and changes of venue therefrom.

Also, substitute for Senate file No. 84, a bill for an act to punish persons engaging in boxing contests or sparring exhibitions where an admission fee is charged, those who knowingly aid, abet or assist such contest and exhibitions, and those who knowingly permit any ground, lot, building, hall or structure to be used for such contests or exhibitions.

Also, Senate file No. 348, a bill for an act creating the capitol improvement commission, defining its duties and making appropriations therefor.

Also, substitute for Senate file No. 45, a bill for an act making appropriation for repairs on the rooms in the capitol building now occupied by the board of control, and for furnishing the same.

Also, substitute for Senate file No. 47, a bill for an act to provide for the finishing and furnishing of the historical building.

Also, Senate file No. 271, a bill for an act to amend section 1 of chapter 95 of the acts of the Twenty-seventh General Assembly in relation to the issuance of bonds by school corporations.

Also, Senate file No. 258, a bill for an act to appropriate the sum of \$500 to pay John F. Oliver for legal service rendered in behalf of the state in a case involving the validity and construction of the will of the late Baxter Whiting.

Also, Senate file No. 50, a bill for an act to provide for and aid in the erection of a memorial to Sergeant Charles Floyd.

Also, Senate file No. 201, a bill for an act making appropriations for the fish and game commission of the state of Iowa.

Also, Senate file No. 347, a bill for an act to amend section 166 of the code.

Also, Senate file No. 140, a bill for an act to amend section 777 of the code, relating to temporary sidewalks.

Also, substitute for Senate file No. 39, a bill for an act to repeal section 1306 of the code, and to enact a substitute therefor, relating to the assessment of taxes, and limiting the indebtedness of counties and other political and municipal corporations.

F. L. ARTHAUD,
Chairman.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Wallace, from the committee on Highways, submitted the following report:

MR. PRESIDENT—Your committee on Highways, to whom was referred Senate file No. 296, a bill for an act amending section fifteen hundred and twenty-nine (1529) of the code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

J. WALLACE,
Chairman.

Adopted.

Senator Perrin offered the following resolution and moved its adoption:

CONCURRENT RESOLUTION.

Be it resolved, By the Senate, the House concurring, that the Twenty-eighth General Assembly give their voice to the extent that it is due to the old soldiers and the people of the state of Iowa to ask that the state, as soon as practicable, purchase the ground which is known as blocks five (5) and six (6) in Scott's addition, the same lying south of the capitol and taking all south to the Great Western railroad; this is to be used as a park to beautify the capitol grounds, and also to bring out the beauty, as it would, in the soldiers' monument.

It is further asked that there be a committee of three appointed by the governor to look into the probable cost of said grounds and report the same to the Twenty-ninth General Assembly, to be without cost to the state.

Adopted.

On motion of Senator Healy the Senate took up House file No. 804 for consideration.

Senator Hazelton moved the adoption of the report of the committee.

Adopted.

Senator Hazelton moved the adoption of the following committee amendments:

In line 1, section 3 of the printed bills, strike out the words "the passage of," and insert after the word "act" in said line 1, the words "goes into effect."

Adopted.

Also, amend section 3 by striking out in lines 2 and 3 of the printed bill, the words "one of whom shall be an expert in patent law, and two of whom shall be mechanical experts."

Adopted.

Also, amend section 5, line 9 of the printed bill, by striking out the words "as many," and inserting in lieu thereof the words "any or all."

Adopted.

The bill was read by sections for amendments.

Senator Lewis moved to amend by striking out all after the word "machine" in fourth line of section 21.

Senator Ball moved to amend the amendment by striking out all of section 21.

Lost.

The original amendment was adopted.

Senator Titus offered the following amendment and moved its adoption:

I move to amend the bill by inserting after the word "machine" in the third line of section 21 of the printed bill the following:

"Nothing in this act shall be construed as prohibiting the use of a separate ballot for constitutional amendments and other public measures."

Adopted.

Senator Hazelton moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Penrose, Perrin, Porter, Smith, Tallman, Titus, Towasend, Trewin, Wallace, Wilson, Young—40.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Bolter, Eaton, Garst, Hubbard, Lambert, Lyons, McIntire, Mullan, Nolan—10.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

President *pro tem* Harriman was called to the chair at 9:20 P. M.

On motion of Senator Healy the Senate took up Senate file No. 365 for consideration.

The bill was read for information.

INTRODUCTION OF BILLS.

By Senator Bachman, Senate file No. 366, a bill for an act to legalize the action of the board of directors of the independent school district of Emmetsburg Iowa, in issuing bonds to the amount of twenty thousand dollars (\$20,000), and to validate said bonds.

Read first and second time.

On motion of Senator Healy, the Senate took up Senate file No. 366 for consideration.

The bill was read for information.

Senator Healy moved that the rule be suspended, and that the bill be considered engrossed and the reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—39.

The nays were:

None.

Absent or not voting:

Senators Allyn, Arthaud, Bolter, Eaton, Gorrell, Hubbard, Lambert, Lyons, McArthur, McIntire, Mullan—11.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Perrin offered the following resolution and moved its adoption:

Resolved, That the Senate present to Hon. J. C. Milliman the chair and gavel used by him as President of the Senate during the session of the Twenty-eighth General Assembly.

Adopted.

Senator Perrin then spoke as follows:

I claim the privilege of saying that Hon. J. C. Milliman as presiding officer of the Senate of the Twenty-eighth General Assembly of Iowa, has by his uniform patience, fairness and skill, promoted the efficiency of the body and given dignity to the office; by his wise management harmony has prevailed and legislation has been accomplished in an orderly and deliberate manner.

I claim the privilege of voicing the unanimous sentiment of the Senate in extending to its President the congratulations and sincere thanks of every member, and assure him that he is held in the highest esteem by all.

In a few brief hours our honored President will rise for the last time as presiding officer of this Senate, and the gavel will fall, announcing the dissolution of the body—the Twenty-eighth General Assembly will be a thing of the past, and its acts will have become history.

It is the wish of the members of the Senate that the retiring President shall bear away some token that shall link his memory with the scenes of the session about to close; some reminder of those who will continue to love and revere him; a tangible memento of the regard that cannot be expressed in words or phrases. Therefore, under authority of the united membership of the Senate, I present to the Hon. J. C. Milliman the chair that he has so ably filled and the gavel that he has so wisely handled during this session. In a larger sense it is a gift from the state, whose servants we are, and we know that the commonwealth will approve and applaud the deed.

The present is but the seal or attestation to a volume whose words cannot be spoken whose language cannot be written.

May the blessing of Heaven fall upon our president in as large measure as the praises of this Senate, for then would his happiness for time and eternity be assured.

The Senate resumed consideration of Senate file No. 365.

Senator Finch moved that the rule be suspended, and that the bill be considered engrossed, and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Brighton, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward,

Hazelton, Healy, Hobart, Hopkins, Lewis, Lister, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Titus, Townsend, Trewin, Wallace, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Bolter, Cheshire, Eaton, Garst, Gorrell, Hubbard, Junkin, Lambert, Lyons, McArthur, McIntire, Mullan—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy the Senate took up House file No. 343 for consideration.

The bill was read for information.

Senator Healy moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wilson, Young—37.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Bolter, Eaton, Garst, Gorrell, Hubbard, Lambert, Lyons, McArthur, McIntire, Mullan, Titus, Wallace—13.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy the Senate took up House file No. 368 for consideration.

The bill was read for information.

Senator Healy moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Bishop, Brighton, Cheshire, Classen, Craig, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Lister, Mardis, Nolan, Penrose, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Young—32.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Ball, Blanchard, Bolter, Crossley, Eaton, Garst, Gorrell, Hubbard, Lambert, Lyons, McArthur, McIntire, Moffit, Mullan, Titus, Wilson, Smith—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy the Senate took up House file No. 291 for consideration.

The bill was read for information.

Senator Healy moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bachman, Bishop, Brighton, Craig, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hazelton, Healy, Hobart, Hopkins, Lewis, Lister, Mardis, Moffit, Nolan, Penrose, Perrin, Smith, Townsend, Trewin, Wallace—27.

The nays were:

Senators Cheshire, Classen, Hayward, Porter, Young—5.

Absent or not voting:

Senators Arthaud, Ball, Blanchard, Bolter, Crossley, Eaton, Garst, Gorrell, Hubbard, Junkin, Lambert, Lyons, McArthur, McIntire, Mullan, Tallman, Titus, Wilson—18.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy the Senate took up house file No. 204 for consideration.

The bill was read for information.

Senator Trewin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberson, Allyn, Bishop, Brighton, Cheshire, Classen, Craig, Emmert, Finch, Fitchpatrick, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lister, Mardis, Moffit, Nolan, Perrin, Porter, Smith, Tallman, Townsend, Trewin, Wallace, Young—31.

The nays were:

None.

Absent or not voting:

Senators Arthaud, Bachman, Ball, Blanchard, Bolter, Crossley, Eaton, Garst, Gorrell, Hubbard, Lambert, Lewis, Lyons, McArthur, McIntire, Mullan, Penrose, Titus, Wilson—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy the Senate took up House file No. 215 for consideration.

Senator Lewis offered the following amendments and moved their adoption:

Amend substitute for House file No. 215 (found on page 374 of House Journal), as follows:

1. By inserting immediately before the word "school" in the first line of section 4, the word "industrial."

McArthur, McIntire, Mullan, Penrose, Porter, Smith, Tallman—19.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Moffit filed the following motion to reconsider.

I move to reconsider the vote by which House file No. 291 was passed.

Senator Townsend made the following motion:

I move that the remarks made by the senator from Chickasaw in presenting the chair and gavel to the President be printed in the Journal, and that he be requested to hand his manuscript to the secretary.

Carried.

2. By adding at the end of section 6, after changing the period to a comma, these words and substituting "nine" or "seven" in the first line thereof.

3. Strike out section 8.

4. Strike out section 16.

5. Renumber sections 9, 10, 11, 12, 13, 14 and 15 to read sections 8, 9, 10, 11, 12, 13 and 14.

Adopted.

The bill was read as amended.

Senator Lewis moved to amend by writing in the sections of the code wherever they are omitted in the bill.

Adopted.

Senator Lewis moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Alberaon, Allyn, Bachman, Ball, Bishop, Blanchard, Brighton, Cheshire, Craig, Emmert, Finch, Fitchpatrick, Griswold, Hayward, Hazelton, Healy, Hobart, Hopkins, Junkin, Lewis, Mardis, Moffit, Nolan, Perrin, Titus, Townsend, Trewin, Wilson, Young—30.

The nays were:

Senator Wallace—1.

Absent or not voting:

Senators Arthaud, Bolter, Classen, Crossley, Eaton, Garst, Gorrell, Harriman, Hubbard, Lambert, Lister, Lyons,

Senator Healy moved that the Senate do now adjourn.

Carried.

Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, Friday, April 6, 1900 }

Senate met in regular session at 9 o'clock A. M., President Milliman presiding.

Prayer was offered by Rev. John William Hackley of Albia, Iowa.

MESSAGES FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to substitute for House file No. 55, a bill for an act to amend section two thousand five hundred and sixty-four (2564) of the code in relation to public health districts.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 357, a bill for an act to repeal sections 732 of the code, and to enact a substitute therefor, authorizing the councils of cities and towns, acting under special charters, to levy a tax for the maintenance of a free public library, and for the purchase of real estate and the erection of a building or buildings thereon, for a public library, or for the payment of interest, or any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House file No. 405, a bill for an act to amend section one hundred and thirty-eight (138) of the code, relating to the prices of state printing.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the House was asked:

Senate file No. 337, a bill for an act to amend chapter four (4), title seven (7) of the code, and chapter thirty-seven (37) of the acts of the Twenty-seventh General Assembly, relating to the assessment of the collateral inheritance tax.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution, in which the concurrence of the Senate is asked:

Concurrent resolution relative to the purchase of additional grounds known as block five (5) and six (6) in Scott's addition to the city of Des Moines.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House insists on all amendments to Senate file No. 191:

A bill for an act relating to insurance companies and associations and to provide for the incorporation, regulation and government of life insurance corporations on the stipulated premium plan, and to amend chapter seven (7), title nine (9) of the code and providing a penalty for the violation of the provisions thereof, and appoints as its conference committee, Santee, Ayres, Wilson of Buena Vista, and Koontz.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House file No. 413, a bill for an act to provide for the general levy for state purposes for the year 1900 and subsequent years.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate amendments to substitute for House file No. 215, in which the concurrence of the House was asked:

A bill for an act repealing sections 2702, 2703 and 2705 of the code, and chapter 80 of the laws of the Twenty-seventh General Assembly, and

amending chapter 8 of title 13 of the code in relation to independent schools.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has reconsidered and passed the following bill in which the concurrence of the House was asked:

Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiaries.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House requests the return of Senate file No. 7:

Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiaries.

S. M. CART,
Chief Clerk.

Carried and so ordered.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House joint resolution No. 7, fixing the number and compensation of employes in the departments of state at the seat of government.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 367, a bill for an act authorizing the board of control to use unexpended balance yet remaining of appropriation made in chapter 140, of the acts of the Twenty-sixth General Assembly, and to amend chapter 54 of the acts of the Twenty-seventh General Assembly relating to compensation for keeping patients in the insane hospitals.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 365, a bill for an act to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other officers, relating to the establishment of drainage districts in said county and contracts relating thereto, issuance of bonds and levy, and collection of taxes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 63, a bill for an act to amend section 1743 of the code relative to stipulations of arbitration in policies of insurance.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to concurrent resolution relative to final adjournment.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following concurrent resolution in which the concurrence of the House was asked:

Concurrent resolution relative to the purchase of additional ground for state purposes.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 163, a bill for an act to amend section 2806 of the code, in relation to the contingent fund.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 190, a bill for an act to amend section 125 of the code relative to the printing and binding of reports of state officers.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Senate amendments to House file No. 135, a bill for an act to amend section 2403 of the code relating to selling or giving to minors or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in amendments to House file No. 146, a bill for an act to amend the military code of Iowa.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the Senate amendment to House file No. 304, a bill for an act to provide for the greater purity of elections, for the casting of, registering, recording, and counting of ballots or votes by means of voting machines and supplementary to and in aid of the present election laws.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate file No. 366, a bill for an act to legalize the action of the board of directors of the independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of twenty thousand dollars (\$20,000), and to validate said bonds.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in the conference committee report on Senate file No. 191.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in amendments to joint resolution No. 10, relative to the fixing the number and compensation of employees in the department of state.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following joint resolution, in which the concurrence of the House was asked:

Senate Joint resolution No. 11, for the appointment of commissioners for the Pan-American exposition at Buffalo, N. Y.

S. M. CART,
Chief Clerk.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the House was asked:

Senate file No. 368, a bill for an act making appropriations for the payment of state and judicial officers, state and other expenses.

S. M. CART,
Chief Clerk.

HOUSE MESSAGES CONSIDERED.

Substitute for House file No. 55, a bill for an act to amend section two thousand five hundred and sixty four (2564) of the code in relation to public health districts.

Passed on file.

House file No. 405, a bill for an act to amend section one hundred and thirty-eight (138) of the code relating to the prices of state printing.

Read first and second time and referred to Sifting Committee.

House file No. 857, a bill for an act to repeal section 732 of the code and to enact a substitute therefor, authorizing the councils of cities and towns, including cities acting under special charters, to levy a tax for the maintainance of a free public library, and for the purchase of real estate, and the erection of a building or buildings thereon, for a public library, or for the payment of interest on any indebtedness incurred for that purpose and for the creation of a sinking fund for the extinguishment of such indebtedness.

Passed on file.

Senate file No. 387, a bill for an act to amend chapter four (4) title (7) of the code, and chapter thirty-seven (37) of the acts of the Twenty-seventh General Assembly, relating to the assessment and collection of the collateral inheritance tax.

Passed on file.

Concurrent resolution relative to the purchase of additional grounds known as blocks 5 and 6 in Scott's addition to the city of Des Moines.

Senator Mardis moved that the Senate concur in the resolution:

Lost.

Senator Lister moved that the Senate recall the concurrent resolution relative to purchase of additional grounds known as blocks 5 and 6 in Scott's addition to the city of Des Moines, which passed the Senate last night.

Carried and so ordered.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 292, a bill for an act to increase the support of the state historical department.

Also, Senate file No. 29, a bill for an act to provide for the taxation of the property of telegraph and telephone companies, to amend section 1330 of the code, and to repeal section 1331 of the code.

Also, Senate file No. 223, a bill for an act to amend section 669 of the code relating to compensation of councilmen.

Also, Senate file No. 115, a bill for an act to regulate the levy and collection of special assessments in cities and towns, and cities acting under special charter.

Also, substitute for Senate file No. 138, a bill for an act to repeal section 1389 of the code, and to enact a substitute therefor, in relation to the keeping of a record of delinquent taxes.

Also, Senate file No. 176, a bill for an act to amend chapter 10 of title 3 of the code, relating to the admission of persons to practice as attorneys and counsellors in the courts of this state.

Also, substitute for Senate file No. 117, a bill for a act to repeal section 4946 of the code, relating to bodies for medical purposes, and enacting a substitute therefor.

Also, Senate file No. 364, a bill for an act authorizing the Waterloo & Cedar Falls Rapid Transit company to construct its railway over the grounds of the state used for normal school at Cedar Falls, Iowa.

Also, Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiary.

Also, Senate file No. 29, a bill for an act to provide for the taxation of the property of telegraph and telephone companies, to amend section 1330 of the code, and to repeal section 1331 of the code.

Also, Senate file No. 223, a bill for an act to amend section 669 of the code, relating to compensation of councilmen.

Also, Senate file No. 115, a bill for an act to regulate the levy and collection of special assessments in cities and towns, and cities acting under special charters.

Also, substitute for Senate file No. 138, a bill for an act to repeal section 1389 of the code, and to enact a substitute therefor, in relation to the keeping of a record of delinquent taxes.

Also, House file No. 34, a bill for an act to pay over money belonging to the estate of William Parks, uninherited, and escheated to and now in the treasury of the state of Iowa.

Also, House file No. 68, a bill for an act to provide for the teaching of the elements of vocal music in all of the public schools of Iowa.

Also, House file No. 179, a bill for an act to regulate the practice of veterinary medicine, surgery and dentistry in the state of Iowa, and to provide penalties for a violation thereof.

Also, House file No. 186, a bill for an act relating to examination of teachers for state certificates and state diplomas.

Also, House file No. 396, a bill for an act to repeal section 6 of an act of the Twenty-eighth General Assembly entitled, "an act to protect game and to provide a fund to pay the expenses of prosecutions under this act," and to enact a substitute therefor.

Also, House file No. 409, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal school.

Also, House file No. 387, a bill for an act to legalize the change of the corporate name of the town of Franklin Centre, Lee county, Iowa, and change the name to Franklin.

Also, House file No. 394, a bill for an act to legalize the acts of the board of supervisors of Delaware county, Iowa, relating to the levying of a tax for the support of the poor, and legalizing the tax so levied.

Also, House file No. 389, a bill for an act to apportion the state into representative districts and declare the ratio of representation.

Also, Senate file No. 322, a bill for an act to amend chapter 43, of the acts of the Twenty-seventh General Assembly, in relation to state aid to district and county agricultural societies, and to amend section 1658 and section 1659 of the code.

Also, Senate file No. 257, a bill for an act amending section 123 of the code, and to prohibit the charging off of balances of unexpended appropriations.

Also, Senate file No. 254, a bill for an act to amend section 799 of the code, relating to street improvements, and special assessments.

Also, Senate file No. 273, a bill for an act to amend section 261 of the code, relating to superior courts, and changes of venue therefrom.

Also, substitute for Senate file No. 84, a bill for an act to punish persons engaging in boxing contests or sparring exhibitions where an admission fee is charged, those who knowingly aid, abet or assist such contest and exhibitions, and those who knowingly permit any ground, lot, building, hall or structure to be used for such contests or exhibitions.

Also, Senate file No. 348, a bill for an act creating the capitol improvement commission, defining its duties and making appropriations therefor.

Also, substitute for Senate file No. 45, a bill for an act making appropriation for repairs on the rooms in the capitol building now occupied by the board of control, and for furnishing the same.

Also, substitute for Senate file No. 47, a bill for an act to provide for the finishing and furnishing of the historical building.

Also, Senate file No. 271, a bill for an act to amend section 1, of chapter 95, of the acts of the Twenty-seventh General Assembly, relative to the issuance of bonds by school corporations.

Also, Senate file No. 258, a bill for an act to appropriate the sum of \$500 to pay John F. Oliver for legal service rendered in behalf of the state in a case involving the validity and construction of the will of the late Baxter Whiting.

Also, Senate file No. 50, a bill for an act to provide for and aid in the erection of a memorial to Sergeant Charles Floyd.

Also, Senate file No. 201, a bill for an act making appropriations for the fish and game commission of the state of Iowa.

Also, Senate file No. 347, a bill for an act to amend section 166 of the code.

Also, Senate file No. 140, a bill for an act to amend section 77 of the code, relating to temporary sidewalks.

Also, substitute for Senate file No. 39, a bill for an act to repeal section 1306 of the code, and to enact a substitute therefor, relating to the assessment of taxes, and limiting the indebtedness of counties and other political and municipal corporations.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

INTRODUCTION OF BILLS.

By Senator Garst, Senate file No. 367, a bill for an act to authorize the board of control to use unexpended balance yet remaining of appropriations made in chapter 140 of the acts of the Twenty-sixth General Assembly, and to amend chapter 54 of the Acts of the Twenty-seventh General Assembly, relating to compensation for keeping patients in the insane asylum.

Read first and second time.

On motion of Senator Garst the Senate took up Senate file No. 367 for consideration.

The bill was read for information.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Finch, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, McIntire, Mardis, Moffit, Mullan, Nolan, Penrose, Porter, Townsend, Trewin, Wallace, Wilson—39.

The nays were:

None.

Absent or not voting:

Senators Alberson, Bishop, Blanchard, Eaton, Hopkins, McArthur, Perrin, Smith, Tallman, Titus, Young—11.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

On motion of Senator Healy, the Senate took up House file No. 316 for consideration.

The bill was read for information.

By unanimous consent, Senator Moffit withdrew his motion to reconsider the vote whereby House file No. 291 was passed.

Senator Healy called up his motion to reconsider the vote whereby the Senate concurred in the House amendments to Senate file No. 191.

Senator Healy moved to reconsider the vote whereby the Senate concurred in the House amendments to Senate file No. 191.

Carried.

The question being, Shall the Senate concur in the House amendments?

On the question, Shall the bill pass?

The yeas were:

None.

The nays were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Blanchard, Bolter, Classen, Craig, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Hayward, Hazelton, Healy, Hobar, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Smith, Wilson—32.

Absent or not voting:

Senators Alberson, Bishop, Brighton, Cheshire, Crossley, Eaton, Finch, Harriman, Lyons, Nolan, Perrin, Porter, Tallman, Titus, Townsend, Trewin, Wallace, Young—18.

So the bill, having failed to receive a constitutional majority, was declared lost.

Senator Healy, by unanimous consent, withdrew his motion to reconsider the vote whereby the concurrent resolution relative to adjournment passed the Senate.

Senator Lewis, by unanimous consent, withdrew his motion to reconsider the vote whereby the concurrent resolution relative to adjournment passed the Senate.

The president announced that he had appointed as the conference committee on the part of the Senate on Senate file No. 191, Senators Mullan, Healy, Hazelton and Ball.

Senator Junkin, from the committee on Retrenchment and Reform, offered the following joint resolution, which was read first and second time:

JOINT RESOLUTION NO. 10.

Fixing the number and compensation of employes in the departments of state at the seat of government.

Be it Resolved by the General Assembly of the State of Iowa:

Until the final adjournment of the next general assembly, the number of employes for the various offices at the seat of government, unless otherwise provided by law, shall at no time exceed the number named herein, and their compensation shall be the amount herein fixed.

For the office of Attorney-General:

	PER ANNUM.
One legal assistant at a salary of	\$ 1,200.00
One stenographer at a salary of	780.00
Additional assistance and contingent fund to pay advanced costs.	800.00

For the office of Auditor of State:

One chief clerk and examiner of insurance department at.....	1,500.00
One chief clerk in insurance department at a salary of.....	1,200.00
One additional clerk in the insurance department, who shall also act in the capacity of stenographer and general work.....	1,000.00
One chief clerk in revenue department at a salary of.....	1,300.00
One clerk of building and loan department at a salary of.....	1,200.00
One clerk for general work at a salary of	780.00
One stenographer at a salary of.....	780.00
One janitor at a salary of	660.00

For the office of Clerk of Supreme Court:

One clerk at a salary of.....	1,000.00
Additional clerical assistance.....	1,100.00
One janitor, who shall also act as messenger, and who shall also act as janitor for the supreme court room at a salary of.....	660.00

For the office of Dairy Commissioner:

One clerk for three months at a salary of \$75 per month	225.00
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For the office of Governor:

One pardon secretary at a salary of.....	1,500.00
One pardon clerk at a salary of.....	1,200.00
One requisition clerk at a salary of.....	1,200.00
One general clerk at a salary of.....	900.00
One stenographer at a salary of.....	780.00
One usher and messenger, who shall also act as janitor, at a salary of.....	840.00

For the State Librarian's office:

One janitor at a salary of.....	660.00
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For the Railroad Commissioners' office:

One clerk at a salary of.....	1,000.00
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For the office of Secretary of State:

One chief clerk at a salary of.....	1,200.00
One corporation clerk at a salary of.....	800.00
One assistant corporation clerk at a salary of.....	800.00
One stenographer at a salary of.....	780.00
One clerk in the document room at a salary of.....	800.00
One janitor and messenger at a salary of.....	720.00
Additional clerical assistance may be employed at an expense not to exceed.....	800.00

For the office of Superintendent of Public Instruction:

One stenographer at a salary of.....	780.00
One janitor at a salary of.....	660.00
Extra clerical assistance not to exceed.....	500.00

For Supreme Court rooms:

One baliff, who shall also act as janitor and messenger at a salary of.....	780.00
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For the office of Treasurer of State:

One cashier.....	1,200.00
One bookkeeper.....	1,200.00
One clerk and stenographer at a salary of.....	900.00
One clerk for general work.....	780.00
One night-watch, who shall also act as janitor, at a salary of.....	780.00

For the Historical Department:

One clerk at a salary of.....	900.00
One stenographer and clerk at a salary of.....	780.00
One janitor for the historical building at a salary of.....	660.00

For the Executive Council:

One secretary at a salary of.....	1,500.00
One clerk at a salary of.....	1,200.00
One clerk at a salary of.....	840.00
One mail carrier with team and wagon, who shall perform the duties assigned by the executive council at a salary of.....	1,100.00

For the department of Geological Survey:

One stenographer at a salary of.....	780.00
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For the office of State Mine Inspector:

One clerk at a salary of.....	780.00
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Weather and Crop Service:

Director's salary.....	1,500.00
Clerical assistance not to exceed.....	840.00

For Office of State Board of Health:

One clerk or stenographer at a salary of.....	780.00
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Office of Supreme Court Reporter:

One clerk at a salary of.....	600.00
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Office of Pharmacy Commissioners:

One secretary and treasurer at a salary of.....	1,200.00
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For the offices of attorney-general and adjutant-general, there shall be one janitor to be selected by them, who shall receive a salary of.....

660.00

For the offices of railroad commissioners, and horticultural department, there shall be one janitor to be selected by them at a salary of.....	660.00
For the offices of state agriculture (agricultural) society and state board of health, there shall be one janitor to be selected by them at a salary of.....	660.00
For the offices of pharmacy department, dairy department, the mining inspector and the labor bureau there shall be one janitor to be selected by the custodian at a salary of.....	660.00
For the offices of the secretary of the executive council, the supply department, the G. A. R. department and the geological survey there shall be one janitor to be selected by the executive council at a salary of.....	660.00
The last five janitors shall be upon the custodian's pay roll.	

The custodian shall provide the necessary janitor service for all parts of the capitol and historical buildings, not otherwise provided for. The janitors of the state house shall at all times be subject to the order of the custodian, to perform any additional services by the way of assisting the state house engineer, state house carpenter, supply department, historical department, or upon the capitol grounds, or any other labor that may be necessary about the capitol or grounds, at such hours as they are not necessarily employed in their regular janitor work, and it shall be the duty of the custodian to assign said janitors to do such extra service, and said custodian may employ janitors and other assistance as follows:

One engineer at a salary of.....	\$1,200.00
One carpenter at a salary of.....	1,000.00
One chief of police at a salary of.....	900 00
Two night watchmen at a salary of	900.00
Eight janitors at a salary of.....	660.00
One janitress for ladies' toilet rooms, not to exceed three months per year, at rate of.....	660.00
Three laborers for state grounds, eight months in year, at rate of.	660.00
The necessary firemen for boiler rooms at rate of.....	720.00
One elevator tender, at a salary of.....	600.00

HOUSE MESSAGE CONSIDERED.

House Joint resolution No. 7, a bill for an act fixing the number and compensation of employes in the departments of state at the seat of government.

Read first and second time.

On motion of Senator Junkin, the Senate took up joint resolution No. 10 for consideration.

The joint resolution was read for information.

Senator Junkin moved that the House joint resolution No. 7 be substituted for Senate joint resolution No. 10, now under consideration.

Adopted.

Senator Junkin moved that the rule be suspended, and the resolution be read a third time now, which motion prevailed and the resolution was read a third time.

On the question, Shall the bill pass?

The yeas were:

Senators Blanchard, Brighton, Cheshire, Classen, Craig, Fitchpatrick, Harriman, Hayward, Hobart, Hopkins, Hubbard, Junkin, Lewis, McArthur, Titus—15.

The nays were:

Senators Alexander, Alberson, Allyn, Arthaud, Bachman, Bishop, Bolter, Crossley, Emmert, Finch, Garst, Gorrell, Griswold, Hazelton, Lambert, Lister, Lyons, McIntire, Mardis, Moffit, Nolan, Penrose, Perrin, Porter, Tallman, Townsend, Trewin, Wallace, Wilson—29.

Absent or not voting:

Senators Ball, Eaton, Healy, Mullan, Smith, Young—6.

So the joint resolution, having failed to receive a constitutional majority, was declared lost.

Senator Garst moved to reconsider the vote whereby joint resolution No. 7 was lost.

Senator Garst moved to reconsider the vote whereby joint resolution No. 7 passed to a third reading.

Senator Bolter moved that the motion to reconsider be laid on the table.

A roll call was demanded.

On the question, Shall the motion to reconsider be laid on the table?

The yeas were:

Senators Bishop, Bolter, Cheshire, Craig, Crossley, Emmert, Lambert, Nolan, Porter, Tallman, Wilson—11.

The nays were:

Senators Alexander, Allyn, Bachman, Blanchard, Classen, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazel-

ton, Healy, Hobart, Hopkins, Hubbard, Lewis, Lister, McArthur, Mardis, Moffit, Smith, Titus, Townsend, Trewin, Wallace—25.

Absent or not voting:

Senators Alberson, Arthaud, Ball, Brighton, Finch, Gorrell, Junkin, Lyons, McIntire, Mullan, Perrin, Young, Eaton—14.

So the motion to lay on the table was lost.

The motion to reconsider the vote whereby joint resolution No. 7 was lost prevailed.

The motion to reconsider the vote whereby joint resolution No. 7 passed to a third reading prevailed.

The joint resolution was read by departments for amendments.

Senator Griswold moved to amend by striking out the words nine hundred dollars (\$900) and inserting one thousand dollars (\$1,000), in lieu thereof, where it appears after the words "one general clerk" in reference to officers in the governor's office.

Lost.

Senator Lister moved to amend by striking out the words "one pardon clerk at a salary of twelve hundred dollars (\$1,200)" where it appears in reference to officers in the governor's office.

Lost.

Senator Cheshire offered the following amendment and moved its adoption:

I move to amend the resolution by striking out the figures four hundred and eighty (480) fixing the pay of the janitress for ladies' toilet room, and inserting in lieu thereof the figures six hundred and sixty (\$660).

Senator Tallman moved that joint resolution No. 5, passed by the Twenty-seventh General Assembly, be substituted for House joint resolution No. 7.

Lost.

Senator Junkin moved that the rule be suspended, and that the reading of the joint resolution be its third reading, which motion prevailed.

On the question, Shall the resolution pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Blanchard, Cheshire, Classen, Craig, Fitchpatrick, Garst, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, McArthur, Mardis, Moffit, Mullan, Penrose, Perrin, Smith, Titus, Townsend, Trewin, Wallace—31.

The nays were:

Senators Alberson, Arthaud, Bishop, Bolter, Lambert, Nolan, Porter, Tallman—8.

Absent or not voting:

Senators Ball, Brighton, Crossly, Eaton, Emmert, Finch, Gorrell, Lyons, McIntire, Wilson, Young—11.

So the joint resolution, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Hubbard offered the following joint resolution:

JOINT RESOLUTION NO. 11.

Joint resolution No. 11, for the appointment of commissioners for the
• Pan-American Exposition at Buffalo, N. Y.

Be it resolved by the General Assembly of the State of Iowa:

That the governor be and is hereby authorized to appoint five commissioners to represent the state at the Pan-American Exposition to be held at Buffalo, N. Y., and to make such exhibit of the resources of the state as may be deemed advisable. (Provided that said commission and any exhibit made thereby shall be without expense to the state.

Senator Garst moved that the rule be suspended for the purpose of taking up joint resolution No. 11 at this time.

Carried.

The joint resolution was read for information.

Senator Hubbard moved that the rule be suspended, and that the joint resolution be considered engrossed and its reading just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Blanchard, Cheshire, Classen, Crossley, Fitchpatrick, Garst,

Griswold, Hayward, Hazelton, Healy, Hopkins, Hubbard, Lewis, Lister, Mardis, Moffit, Mullan, Penrose, Perrin, Smith, Trewin—26.

The nays were:

Senators Alberson, Bolter, Craig, Harriman, Lambert, Nolan, Tallman, Wallace—8.

Absent or not voting:

Senators Bishop, Eaton, Emmert, Finch, Gorrell, Hobart, Lyons, McArthur, McIntire, Porter, Titus, Townsend, Wilson, Young, Brighton, Junkin—16.

So the joint resolution, having received [a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Garst moved that the Senate take a recess subject to the call of the President.

Carried.

Senate reconvened.

INTRODUCTION OF BILLS.

By Senator Garst, Senate file No. 368, a bill for an act making appropriations for the payment of state and judicial officers, state or other expenses.

Read first and second time by title.

The bill was taken up for consideration on motion of Senator Garst.

The bill was read for information.

SENATE FILE NO. 368, BY APPROPRIATION COMMITTEE.

A bill for an act making appropriations for the payment of state and judicial officers, state and other expenses.

Be it enacted by the General Assembly of the State of Iowa:

Section 1. That there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, an amount sufficient to pay the salaries of the various officers, whose salaries are now fixed by law, and payable from the state treasury, and the auditor of state shall draw warrants therefor in favor of the officers entitled thereto, in monthly installments, when not otherwise provided by law.

Sec. 2. There is further appropriated from the state treasury, for a term of two years ending March 31, 1902, the following sums, or so much thereof as may be necessary, to-wit: provided that on the first day of April

succeeding the meeting of the regular session of the general assembly, all moneys appropriated in this act, and remaining unexpended, shall be and are hereby covered into the state treasury.

Sec. 3. For the office of auditor of state for the biennial period, as per joint resolution No. 7, sixteen thousand eight hundred and forty dollars (\$16,840). For the office of the attorney-general for the biennial period, as per joint resolution No. 7, five thousand five hundred and sixty dollars (\$5,560). For the office of state mine inspector, for the biennial period, as per joint resolution No. 7, one thousand five hundred and sixty dollars (\$1,560). To the railroad commissioners for clerical help, as per joint resolution No. 7, and expenses for the biennial period, the sum of eight thousand dollars (\$8,000). For Geological survey, as per joint resolution No. 7, seven hundred and eighty dollars (\$780). For the office of clerk of the supreme court for the biennial period, as per joint resolution No. 7, five thousand, five hundred and twenty dollars (\$5,520). For the incidental expenses of the chief justice of the supreme court for the biennial period, the sum of three thousand, five hundred dollars (\$3,500); also, for the bailiff of the supreme court rooms, as per joint resolution No. 7, one thousand, five hundred and sixty dollars (\$1,560). For the office of dairy commissioner, for clerk hire for three months, as per joint resolution No. 7, two hundred and twenty-five dollars (\$225). For expenses of the commissioner, assistant commissioner and deputy, and for milk inspection, the sum of nine thousand dollars (\$9,000) for the biennial period. For the office of the treasurer of state for the biennial period, as per joint resolution No. 7, for salaries and incidental expenses, the sum of nine thousand, seven hundred and twenty dollars (\$9,720). For the office of the superintendent of public instruction for the biennial period, as per joint resolution No. 7, three thousand, eight hundred and eighty dollars (\$3,880). For the office of state librarian for the biennial period, as per joint resolution No. 7, thirteen hundred and twenty dollars (\$1,320). For the office of the supreme court reporter for the biennial period, as per joint resolution No. 7, twelve hundred dollars (\$1,200). For the office of the secretary of state for the biennial period, as per joint resolution No. 7, eleven thousand, eight hundred dollars (\$11,800). For the office of the governor for the biennial period, the sum of fourteen thousand, nine hundred dollars (\$14,900); for the payment of room rent for the governor for the biennial period, twelve hundred dollars (\$1,200), and for the expenses of employing additional counsel when necessary, under the provisions of sections sixty-three (63) and sixty-four (64) of the code, two thousand dollars (\$2,000). For return of paroled prisoners, the sum of fifteen hundred dollars (\$1,500). For employes under the custodian for the biennial period, as per joint resolution No. 7, thirty-eight thousand, nine hundred and sixty dollars (\$38,960). For providential contingencies, the sum of thirty-five thousand dollars (\$35,000), to be expended in accordance with the provisions of section one hundred and seventy (170) of the code, said amount to be under the control of the executive council, and all payments from said sum shall first receive its unanimous approval. Any expenditures under this section shall be reported in detail by the auditor of state in his biennial report. There is hereby appropriated nine thousand, three hundred dollars (\$9,300), to be expended under the direction of the executive council under the provisions

of section one hundred and sixty-four (164) of the code. There is hereby appropriated the sum of sixty-seven thousand dollars (\$67,000), to be expended under the direction of the executive council under the provisions of sections one hundred and sixty-five (165) and one hundred and sixty-eight (168) of the code. For the payment of mail carrier for the capitol, the sum of twenty-two hundred dollars (\$2,200) for the biennial period. For the office of the secretary of the executive council, as per joint resolution No. 7, for the biennial period, the sum of seven thousand and eighty dollars (\$7,080). There is hereby appropriated for the purpose of advertising laws, to be expended under the provisions of section thirty-six (36) of the code, the sum of one thousand dollars (\$1,000). There is hereby appropriated for the purpose of paying freight, expressage and drayage, the sum of four thousand, five hundred dollars (\$4,500) for the biennial period. To the members of the executive council, for extra services for the years 1900 and 1901, the sum of one thousand dollars (\$1,000) each, and warrants shall be issued monthly therefor at the end of each month.

Sec. 4. Each of the foregoing named officers shall furnish vouchers therefor, containing the items of such expenditures, to the auditor of state, before any warrant shall issue therefor, and the account thereof, and to whom paid, shall be reported to the next general assembly.

Sec. 5. For the purpose of paying the interest on the indebtedness of the state to the permanent school fund, the sum of thirteen hundred and thirteen dollars (\$1,313), which is to be in full of such interest on such indebtedness, and the auditor of state shall draw warrants for the above appropriation as said interest becomes due.

Sec. 6. To J. C. Milliman, lieutenant-governor, as President of the Senate, eleven hundred dollars (\$1,100).

Sec. 7. To D. H. Bowen, as Speaker of the House of Representatives, the sum of five hundred and fifty dollars (\$550), which sum shall be in addition to his salary as member of the House.

Sec. 8. To J. C. Milliman, lieutenant-governor, as president of the Senate, three days, at ten dollars (\$10) per day, thirty dollars (\$30).

Sec. 9. To Drysdale & Hall for badges, eighteen dollars and fifty cents (\$18.50).

Sec. 10. To the W. P. Chase Co. for two flags, twenty-two dollars and seventy-five cents (\$22.75).

Sec. 11. For chaplains of the Senate and House the sum of seven hundred and twenty dollars (\$720), or so much as may be necessary, warrants therefor to be drawn in favor of the persons entitled thereto, who shall be determined by the auditor of state upon the certified statement of the President of the Senate and the Speaker of the House.

Sec. 12. To M. L. Temple as presiding officer of the House, two days, five dollars (\$5) per day, ten dollars (\$10).

Sec. 13. To C. W. Stewart, as presiding officer of the House one day, five dollars (\$5).

Sec. 14. To Lafayette Young, for making seventy-nine Senate journal cases, one hundred and ten House journal cases, fifty-two House bill cases fifty Senate bill cases and furnishing three gross of shoelaces, one hundred and twenty dollars and ninety cents (\$120.90).

Sec. 15. To the secretary of state, one hundred and twenty-five dollars (\$125) as compensation for indexing the journals of the Senate and House of the Twenty-eighth General Assembly.

Sec. 16. To pay for advertising notices of intention to apply for pardon of certain persons confined in the penitentiaries for life, for the crime of murder in the first degree, one hundred and four dollars and seventy-five cents (\$104.75).

Sec. 17. To Drysdale & Hall for badges for House of Representatives, sixteen dollars and seventy-five cents (\$16.75).

Sec. 18. To L. Harbach, for chairs for governor, President of the Senate and Speaker of the House, one hundred and sixty dollars (\$160).

Sec. 19. For the rent of storage rooms for use of the adjutant-general for the biennial period, the sum of sixteen hundred dollars (\$1,600), the same to be expended under the direction of the governor.

Sec. 20. For services in examining the financial business of the Iowa State Agricultural society, and making report, to L. F. Smith, five days, twenty-five dollars (\$25); to E. W. Brooks for three days, fifteen dollars (\$15).

Sec. 21. To Philip Harbach & Co., for seven tables, eleven dollars and fifty-five cents (\$11.55).

Sec. 22. To Baker-Trisler company, for two globe docket files, four dollars (\$4).

Sec. 23. To P. H. Skinner, as examiner for Retrenchment and Reform committee, examining the offices of the various officers in the state house, twelve days' services at ten dollars (\$10) per day, one hundred and twenty dollars (\$120).

Sec. 24. To A. I. Johnson, for two months' work as taxidermist and expert in historical department, one hundred dollars (\$100).

Sec. 25. For support fund for the wardens of the penitentiaries at Anamosa and Fort Madison, five hundred dollars (\$500) each, for the biennial period, payable quarterly.

Sec. 26. For warden's house fund at the penitentiary at Fort Madison, two hundred and fifty dollars (\$250) for the biennial period.

Sec. 27. To W. F. Fidler, as expert witness before Printing committee of House, sixty-three dollars and twenty cents (\$63.20).

Sec. 28. To Kenyon Printing company, for expert testimony before House Printing committee, twelve dollars and eighty cents (\$12.80).

Sec. 29. To Marshall Printing company, for expert testimony before House Printing committee, thirteen dollars and eighty cents (\$13.80).

Sec. 30. To W. F. Tregea, as expert witness before the House Printing committee, eight dollars (\$8).

Sec. 31. To Mutual Telephone company, for telephones for House and Senate chambers, forty dollars (\$40).

Sec. 32. To Thompson & Lynch for three barrels of salt, four dollars and fifty cents (\$4.50).

Sec. 33. To Warfield, Pratt, Howell company, three barrels of salt, four dollars and thirty-five cents (\$4.35).

Sec. 34. To John Herriott, for traveling expenses, sixteen dollars and ninety cents (\$16.90).

Sec. 35. To F. G. Gilson, for services on financial committee, examining the accounts of the Iowa State Agricultural society, eight dollars and fifty cents (\$8.50).

Sec. 36. To the Bankers Life association, to balance of special assessment of paving against lots 1 and 2, block 7, Scott's addition to Des Moines, evidenced by Des Moines paving certificates Nos. 17,159 and 17,159½, for two hundred and nine dollars (\$209) each, upon which payment for the first and second installments of each certificate has been received, three hundred and thirty-three dollars and forty cents (\$333.40).

Sec. 37. To P. H. Skinner for examining accounts of state officers, two hundred and seventy-five dollars (\$275), and to H. F. Blackburn for examining accounts of state officers, two hundred and seventy-five dollars (\$275).

Sec. 38. For putting in water closets and one lavatory, and making sewer connections in the cellar, three hundred and fifty dollars (\$350).

Sec. 39. To construct sidewalks on the north side of Maple street in the front of block 27 in Stewart's addition, three hundred dollars (\$300).

Sec. 40. To the executive council to meet expenses provided for by law, but for which no appropriation is made, the sum of two thousand dollars (\$2,000). The auditor of state shall draw warrants for the same upon vouchers audited by the executive council.

Sec. 41. To C. T. Jones, clerk of the supreme court, costs in the case of John R. Prime v. F. M. Drake, governor, et al., fifty-eight dollars and fifty cents (\$58.50).

Sec. 42. To J. C. Tate, clerk of the district court of Polk county, Iowa, for court costs in the case of John R. Prime v. Francis M. Drake, governor, et al., fifty-two dollars and ninety cents (\$52.90), and for costs in case of James Bellinger v. Geo. L. Dobson, secretary of state, eleven dollars and ten cents (\$11.10).

Sec. 43. The board of control may pay to the state architect in addition to the compensation now provided, the cash disbursements of such architect for railway fare while engaged in the business of the state, which shall only be paid as provided in section six (6) of chapter one hundred and eighteen (118) of the laws of the Twenty-seventh General Assembly, and there is hereby appropriated two thousand dollars (\$2,000) for the biennial period.

Sec. 44. To F. S. Gibson for expenses and attorney fees in the Gibson v. Cottrell contest case, one hundred and forty-nine dollars and forty-one cents (\$149.41)

Sec. 45. To J. C. Cottrell for costs and attorney fees in the Gibson v. Cottrell contest case, eighty-two dollars and fifty cents (\$82.50).

Sec. 46. To J. C. Kistle, county auditor of Plymouth county, for expenses in answer to subpoena in the Gibson-Cottrell contest case, sixty-nine dollars and forty cents (\$69.40).

Sec. 47. To O. F. Herron, sheriff of Plymouth county, for service fees in Gibson-Cottrell contest case, four dollars (\$4).

Sec. 48. To Evelyn H. Belden, president of Iowa Equal Suffrage association, for damage to cottage on fair ground by Iowa soldiers, one hundred and seven dollars (\$107).

Sec. 49. To the employees of the House and Senate, for services required after adjournment, one hundred and thirty-two dollars (\$132), or so much thereof as may be necessary.

Sec. 50. This act, being deemed of immediate importance, shall take effect and be in force, from and after its publication in the Des Moines Leader and Iowa State Register, newspapers published at Des Moines, Iowa.

Senator Garst moved that the rule be suspended, and that the bill be considered engrossed and the reading of the bill just had be its third reading, which motion prevailed.

On the question Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Bachman, Ball, Bishop, Blanchard, Bolter, Brighton, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Hobart, Hopkins, Hubbard, Junkin, Lewis, Lister, Lyons, McArthur, McIntire, Mardis, Moffit, Mullan, Perrin, Trewin, Wilson—35.

The nays were:

None.

Absent or not voting:

Senators Alberson, Arthaud, Eaton, Finch, Healy, Lambert, Nolan, Penrose, Porter, Smith, Tallman, Titus, Townsend, Wallace, Young—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

Senator Mullan, from the conference committee on Senate file No. 191, made the following report:

First.—That the House amendment to section 8, which is to strike out of the fourth and fifth lines of section 8 the word "section," and insert the word "act" in lieu thereof, be concurred in by the Senate, and that all of section 6, commencing with the word "all" in the eleventh line and ending with the word "year" in the fifteenth line thereof be stricken out.

Second.—That the House amendment which strikes out of the sixth line of section 10 the words "present or voting;" also after the word "meeting" in the same line insert "either in person or by written proxy," be concurred in by the Senate.

Third.—That the House amendment providing that the word "or" after the word "holders" in the sixth line of section 10 be stricken out and the word "an" inserted in lieu thereof, be concurred in by the Senate.

Fourth.—That the House recede from the amendment to section 11, which strikes out from said section all following the word "acquired" in the thirteenth line of the printed bill and inserting in lieu thereof the following: "Such company, corporation or association shall deposit with the auditor of state approved securities in an amount equal to the valuation of all of its policies within ninety days from the date of filing its articles of incorporation with the secretary of state."

Fifth.—That the Senate concur in the amendment of the House, which inserts after the word "business" in the second line of section 11, the following: "Only upon the stipulated premium plan."

Sixth.—That the Senate concur in the amendment of the House which inserts after the word "reincorporation" in the ninth line of section 11, the words, "however shall be subject to the approval of the auditor of state and attorney-general and".

Seventh.—That the Senate concur in the House amendment striking out the words "laws of the state," in line 36 of section 14 of the printed bill, and inserting in lieu thereof the words "provisions of this act."

Eighth.—That the House recede from the amendment providing section 14½ of the act which is in these words: "In no event shall any association, company or corporation organized or operating under the provisions of this chapter, whose policy is matured by the death of the assured, be relieved from the payment of the full amount of the face of such policy."

C. W. MULLAN,
THOS. D. HEALY,
A. S. HAZELTON,
GEO. W. BALL,

Committee on the part of the Senate.

I. B. SANTEE,
A. J. WILSON,
G. W. KOONTZ,
F. E. AYERS,

Committee on the part of the House.

Senator Mullan moved that the Senate adopt the report of the committee.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bachman, Ball, Blanchard, Classen, Craig, Emmert, Fitchpatrick, Garst, Gorrell, Griswold, Harriman, Hayward, Hazelton, Healy, Hobart, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, McArthur, McIntire, Mardis, Moffit, Mullan, Penrose, Perrin, Trewin—32.

The nays were:

Senators Lyons, Tallman, Townsend—3.

Absent or not voting:

Senators Alberson, Bishop, Bolter, Brighton, Cheshire, Crossley, Eaton, Finch, Nolan, Porter, Smith, Titus, Wallace, Wilson, Young—15.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

!On motion of Senator Healy the Senate took up House file No. 159 for consideration.

The bill was read for information.

HOUSE MESSAGES CONSIDERED.

Senate file No. 135, a bill for an act to amend section 2403 of the code relating to selling or giving to minors, or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors.

Passed on file.

House file No. 146, a bill for an act to amend the military code of Iowa.

Passed on file.

House file No. 304, a bill for an act to provide for the greater purity of elections, for the casting or registering, recording and counting of ballots or votes by means of voting machines and supplementary to and in aid of the present election laws.

Passed on file

Senate file No. 366, a bill for an act to legalize the action of the board of directors of the independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of \$20,000 and to validate said bonds.

Passed on file.

Senate file No. 160, a bill for an act to amend section 2806 of the code, in relation to the contingent fund.

Passed on file.

Senate file No. 367, a bill for an act authorizing the board of control to use unexpended balance yet remaining of appropriations made in chapter 140, of the Twenty-sixth General Assembly, and to amend chapter 54 of the acts of the Twenty-seventh General Assembly, relating to compensation for keeping patients in the insane hospital.

Passed on file.

House file No. 68, a bill for an act to amend section 1743 of the code, relative to stipulations of arbitration in policies of insurance.

Passed on file.

Senate file No. 365, a bill for an act to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other officers, relating to the establishment of drainage districts in said county, and contracts relating thereto, issuance of bonds and levy and collection of taxes.

Passed on file.

Substitute for House file No. 215, a bill for an act repealing sections 2702, 2703 and 2705 of the code and chapter 80 of the laws of the Twenty-seventh General Assembly, and amending chapter 8 of title 3 of the code in relation to independent schools.

Passed on file.

Concurrent resolution relative to the purchase of additional ground for state purposes.

Passed on file.

Senate file No. 190, a bill for an act to amend section 125 of the code, relative to the printing and binding of reports of state officers.

Passed on file.

Concurrent resolution relative to final adjournment.

Passed on file.

House file No. 418, a bill for an act to provide for the general levy for state purposes for the year 1900 and subsequent years.

Read first and second time and referred to Sifting committee.

Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiaries.

Passed on file.

Return of Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiaries.

Passed on file.

The Senate resumed consideration of House file No. 159.

Senator Trewin moved the adoption of the report of the committee.

Adopted.

Senator Trewin moved the adoption of the following committee amendments:

Amend the title by striking out the word "provided," in the first line, and insert in lieu thereof the word "permit;" also, strike out the period after the word "Iowa," and insert a comma in lieu thereof, and add the following: "and to amend section eighteen hundred and fifty-five (1855) of the code."

Adopted.

Amend section one (1) by inserting after the word "Iowa" in line two (2) the following: "And located within the county where the estate hereinafter mentioned or a part thereof, is situated, or insolvent or ward resides or deceased resided at the time of his death."

Adopted.

Strike out section four (4) of the bill and add the following in lieu thereof:

Section four (4). Amend section eighteen hundred and fifty-five (1855) of the code by inserting a comma after the word "deposits," in the third line, and the following words, "liabilities that may be incurred by reason of such bank acting as receiver, assignee, guardian, executor, administrator or trustee."

Adopted.

The bill was read as amended.

Senator Trewin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alexander, Allyn, Ball, Cheshire, Hayward, Hazelton, Healy, Hobart, Hopkins, Lambert, McArthur, Mardis, Moffit, Mullan, Penrose, Smith, Trewin, Wallace—18.

The nays were:

Senators Alberson, Bachman, Bishop, Bolter, Crossley, Emmert, Fitchpatrick, Gorrell, Griswold, Hubbard, Lewis, Lister, Lyons, McIntire, Porter, Tallman, Townsend—17.

Absent or not voting:

Senators Arthaud, Blanchard, Brighton, Classen, Craig, Eaton, Finch, Garst, Harriman, Junkin, Nolan, Perrin, Titus, Wilson, Young—15.

So the bill, having failed to receive a constitutional majority, was declared lost.

The Senate resumed consideration of House file No. 316.

The bill was read by sections for amendments.

Senator Trewin offered the following amendment and moved its adoption:

I move to amend section 9 of House file No. 316 by striking out the word "two" and inserting the word "twenty-five."

Senator McIntire offered the following amendment to the amendment and moved its adoption:

Amend the amendment by making it thirty thousand instead of twenty-five thousand.

Lost.

The original amendment prevailed.

Senator Cheshire offered the following amendment and moved its adoption:

I move to amend section 1, by striking out the word "twenty-five" in the second line and inserting in lieu thereof the word "thirty."

Adopted.

Senator Hayward moved to amend by striking out the enacting clause:

A roll call was demanded.

On the question, Shall the enacting clause be stricken out?

The yeas were:

Senators Alexander, Allyn, Arthaud, Bishop, Classen, Craig, Griswold, Harriman, Hayward, Lambert, Lewis Lister, Moffit, Nolan, Penrose, Tallman—16.

The nays were:

Senators Bachman, Ball, Cheshire, Crossley, Emmert, Hazelton, Healy, Hobart, Hubbard, Junkin, McIntire, Mardis, Mullan, Smith, Titus, Trewin—16.

Absent or not voting:

Senators Alberson, Blanchard, Bolter, Brighton, Eaton, Finch, Fitchpatrick, Garst, Gorrell, Lyons, McArthur, Perrin, Porter, Townsend, Wallace, Wilson, Young, Hopkins—18.

The vote being a tie the President voted aye and the enacting clause was struck from the bill.

On motion of Senator Junkin the Senate took up House file No. 413 for consideration.

The bill was read for information.

Senator Junkin moved that the rule be suspended, and that the reading of the bill just had be its third reading, which motion prevailed.

On the question, Shall the bill pass?

The yeas were:

Senators Alberson, Allyn, Ball, Bishop, Bolter, Cheshire, Classen, Craig, Crossley, Emmert, Fitchpatrick, Garst, Griswold, Harriman, Hazelton, Healy, Hopkins, Hubbard, Junkin, Lambert, Lewis, Lister, Lyons, Mardis, Moffit, Mullan, Nolan, Penrose, Perrin, Porter, Tallman, Titus, Townsend, Wilson—34.

The nays were:

None.

Absent or not voting:

Senators Alexander, Arthaud, Bachman, Blanchard, Brighton, Eaton, Finch, Gorrell, Hayward, Hobart, McArthur, McIntire, Smith, Trewin, Wallace, Young—16.

So the bill, having received a constitutional majority, was declared to have passed the Senate and its title agreed to.

HOUSE MESSAGES CONSIDERED.

Senate file No. 368, a bill for an act making appropriations for the payment of state and judicial officers, state and other expenses.

Passed on file.

Concurrent resolution No. 10, relative to the fixing the number and compensation of employes in the department of state, and concurrent resolution No. 11, for the appointment of commissioners for the Pan-American exposition at Buffalo, N. Y.

Passed on file.

Senator Garst moved that the Senate take a recess until the call of the chair.

Carried.

Senate reconvened.

The President announced that he had signed in the presence of the Senate, Senate files Nos. 45, 254, 322, 257, 273, 39, 140, 347, 84, 201, 50, 258, 271, 47, 348, 29, 115, 117, 176, 292, 364, 223, 138, and Housefiles Nos. 396, 387, 186, 179, 68, 34, 394, 409, 389, 243, 343, 242, 174, 357, 204, 55, 408, 291, 135, 368 and 410.

Senator Harriman offered the following resolution:

Resolved, That the thanks of the Senate are hereby tendered to the secretary and his assistants, the sergeant-at-arms, the doorkeeper and his assistants, the clerks and employes for the faithful and efficient discharge of their duties during the session.

In connection with the above resolution Senator Junkin spoke as follows:

In regard to this resolution I wish to state (and I believe it is the unanimous expression of this body when I say it), that there never has been a set of officers such as are referred to in this resolution; none who have been more faithful and fair in their treatment of the members of this body, and in the discharge of their duties than those who have served us during the present session.

It has been the common judgment of those who have expressed themselves, that each member, each one referred to has responded promptly and quickly at all times, to all calls made upon them. They have at all times

paid strict attention to their business, and have in no way or manner undertaken to advance or defeat any measure before this body.

I wish to say that I heartily endorse this resolution, and believe that it would be impossible for us to get a set of employees to serve us more faithfully, or discharge their duties better than those we have had with us during this session. I therefore move the adoption of the resolution.

Senator Cheshire said:

I most heartily approve of every word of this resolution. After a service in this body now covering five sessions, I will say that the secretary and his assistants, the sergeant at-arms, the chief doorkeeper and his corps of assistants, have never been excelled or equaled during the time I have had the honor of serving in this body.

Mr. President, the office of the Secretary of the Senate is a great office, and the compensation allowed is pitiable, if measured with the responsibility of the position, but, since George Newman has been secretary of this Senate I have yet failed to hear, from republican or democrat, a word of complaint as to his record as secretary of this body. And during this session he has been aided by a corps of assistants, in my judgment, more efficient than during any former session when he has been secretary. I especially commend him, and his assistants at the desk.

I also commend Major Collins, the sergeant-at-arms, Mr. Serena, the chief doorkeeper, and Guy Logan, the Philippine soldier, who has been so polite and courteous in waiting upon the members and their friends, coming through that door.

I most heartily approve of every word of this resolution, and wish I had further time to express, feebly as I might, my love and admiration for these people.

Senator Bolter said:

Mr. President, under these circumstances it is doubtless meet that I, representing the minority, should say something in support of this resolution.

Sir, I have served in a law-making body just about one-third of my entire life. A little over a third of a century ago, in this same month—the month of the returning birds and of spring flowers—and about this day of the month, I was called upon, sir, to witness the final dissolution of the first law-making body with which I served.

I was then in my prime; the sky was a little bluer in those days, the sun a little brighter, the air a little purer, the song of the birds a little sweeter, and I realize, sir, that my official life, at least, is passing, is reaching its close, nor have I any reason to hope for any great prolongation of my life. In all human probability this is the last time I will meet with the members of this Senate.

I have served longer than any man in this state, living or dead (to my misfortune or not), and I have served under many different officers, my third term of service having been under a very efficient clerk, and certainly a very worthy presiding officer—General Wright, who has long since gone to his home in the skies.

I want to say, Mr. President, that, as you all know I am a plain-spoken man, and that although I sometimes perhaps get excited in debate (for I am pretty positive—pretty intense, as you all know), yet I try to be fair, and I want to say—and if this were the last address of my life, I would say it—that as far as this secretary is concerned, he has never in my experience been excelled.

Mr. President, I have long adhered (not in my boyhood, but in my more mature years), to the old Jeffersonian test, and that is that in passing upon the fitness of a person for any prospective position, legislative, executive or judicial, the only inquiry that should be made is: Is he honorable? Is he capable? Is he faithful to the principles of our free government?

And sir, if I were to do some favor to this state (perhaps my last act) although he is not of my political faith, I believe it would be for the best interests of this state (he is too old to be flattered, and I am too old to flatter), to elect him to this position for life! And why? Every senator on this floor well knows that he has benefited the state, as remarked by the Senator from Polk, far beyond his little circumscribed salary.

I have watched these secretaries from time to time, from my boyhood until now, and I never saw a man so clearly and entirely fitted for this position.

Here we are, calling up motions, making amendments; some question comes up, then another. Some one calls for a House resolution, another for a Senate resolution, and somehow (how I do not know, but I am almost inclined to believe by intuition), he just goes to that case and draws the right one out and reads it. Why it would take any of us Senators an hour to find it, and he just draws it right out and reads it to us.

Another thing—here we have amendment after amendment; pasted on one section and interlined in another, and, as you and I know, the senators even who offer them may not always understand where they are to go—and the secretary is called upon to read it as amended—and he reads it, *straight as a string*. (Pardon the expression; if you can think of anything better than that just say so). He reads it so we can all hear it and understand it, and I say that, in my judgment, we never have had a clerk so efficient and valuable.

Mr. President, I do not know whether the presiding officer of this Senate is included in the resolution, as my attention was called elsewhere at the time, but I suppose he is included, and I wish to say that he also is not of my political faith; we have fought each other from year to year, and for a lifetime, politically, but, sir, he is too broad a man, and I trust I am, to harbor any enmity by reason of political differences. He has been fair in every respect; he has treated the minority with such fairness that I desire right now to express to him my gratitude and my appreciation of his fairness and ability as presiding officer of this Senate.

Now, Senators, I have only one word more; we never shall meet again as we are now situated; this senate will meet, but when it meets, two years hence, we may find many vacant chairs—chairs filled by others. I have been called upon, time and time again, to be the only surviving one returning from some preceding assembly of lawmakers in this body.

Some of us may never meet again, and I wish to extend to you my sincere public thanks, my individual thanks for the great courtesy you have

extended to me. We have had our little rounds, our ups and downs, but I am glad to say that I love brains beyond diamonds; the man who has ability and courage I have always admired although he may oppose me—that is my nature.

You have treated me nobly; you have not chastised the minority, but have always treated me with fairness and kindness—you have been the fairest of any assembly I have known.

Mr. President, I have occupied more time than I should; I wish to extend the same compliments to all mentioned in the resolution. As stated by the Senator from Polk, there is no man in Iowa, whether an official or not, who will say that they have not done their duty, faithfully and well.

Senator Healy:

I ask the indulgence of the Senate for a few words; I shall not attempt any extended remarks, but will only say that the expressions of the Senators from Montgomery, from Polk and from Harrison meet my hearty endorsement. It is embarrassing for one to say kindly words, or words that may seem flattering in their tone, in the presence of those to whom they are addressed, but I feel that I would be negligent did I not say that I challenge the statement that there is anywhere, in the whole state of Iowa, a fairer presiding officer than our lieutenant-governor.

And I would go farther and say that there is not, nor can there in my judgment, be a Secretary of the Senate, filling the responsible position that he does, charged with the custody and care and manipulation of measures involving thousands of dollars, and subjected to all sorts of private influences, who has so faithfully, so fairly, so manfully, in the sight of us all, vindicated his right to be termed one of the best secretaries this Senate has ever had.

I will not take time to go farther down the line, but endorse all that has been said in that respect.

I cannot, however, take my seat after those affecting words of the Senator from Harrison without saying something that is personal to him. He belongs to the generation that is not mine; as a boy I read and heard of the Senator from Harrison. I have been permitted, as one of the younger generation, to meet and serve my state with the Senator from Harrison, and it pains me to the heart when he now tells us that in all probability he will not again serve with us in this body.

I say Politics aside! It is and it would be the highest testimonial I could desire if it could be said of me that my public record was based upon such broad foundations, such fine sensibility, such equity, such freedom from personal and private influence as this Nestor of the Senate, this leader of his party, has given us in his public life.

It has not been a difficult problem for the gentlemen who have served with the Senator from Harrison, to almost anticipate with certainty the attitude he would take upon public questions. We have known that he would be found, not as a demagogue, fighting ostentatiously in the front line for the people, but as a man who would weigh a measure—strike for it, if it is right, irrespective of the question as to whether or not it was a popular measure. And in that regard I say that the state of Iowa has reason to grieve, to be sorrowful, if the Senator from Harrison shall not return to his seat, and I say—republican as I am—that I hope that I may in the

future, as I have done in the past, take counsel, take light, take information from the distinguished Senator from Harrison. [Applause.]

The resolution was unanimously adopted.

Senator Emmert moved that the President appoint a committee of three to notify the governor the Senate is ready to adjourn *sine die*.

President Milliman appointed the following committee: Senators Emmert, Smith and Crossley.

Senator Emmert reported that the committee appointed to notify the governor relative to adjournment, had performed their duty.

Senator Hobart moved that the President appoint a committee of three to notify the House the Senate is ready to adjourn *sine die*.

Carried.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 204, a bill for an act relating to the calling of a special election to fill vacancies on boards of school directors.

Also, substitute for House file No. 357, a bill for an act to amend section seven hundred and thirty-two (732) of the code as admened, relating to the powers of city and town councils to levy taxes for library purposes.

Also, House file No. 174, a bill for an act to amend section eighteen hundred and six (1806) of the code, relating to loans on life insurance policies.

Also, House file No. 242, a bill for an act to encourage the manufacture of sugar in the state of Iowa, by making certain exemptions in taxes.

Also, House file No. 343, a bill for an act to amend section ten hundred and seventy-seven (1077) of the code, relative to the registration of voters.

Also, House file No. 243, a bill for an act to amend section seventeen hundred and ten (1710) of the code, relating to limitation of insurance risks.

Also, House file No. 408, a bill for an act making appropriations for the construction, repair, support, and contingent funds for the state hospitals, the penitentiaries, the Industrial Schools for Boys and Girls, the Institution for Feeble-minded Children, the School for the Deaf, College for the Blind, the Soldiers' Orphans' Home and the Soldiers' Home.

Also, substitute for House file No. 55, a bill for an act to amend section two thousand five hundred and sixty-four (2564) of the code, in relation to public health districts.

Also, House file No. 291, a bill for an act to amend section eleven hundred and nineteen (1119) of the code, in relation to the marking and validity of ballots.

Also, House file No. 410, a bill for an act providing for closing the Industrial Home for the Blind, and for paying for the transportation of inmates to their homes, and authorizing the board of control of state institutions to employ and pay a custodian to care for the buildings and property, and authorizing said board to lease the land and collect the rentals thereof, and to sell or dispose of the personal property at said institutions, and making an appropriation to carry out the provisions of this act. Also providing for the transfer to the general funds of the state certain unexpended balances of special appropriations.

Also, House file No. 135, a bill for an act to amend section two thousand four hundred and three (2403) of the code, relating to selling or giving to minors, or intoxicated persons, or persons in the habit of becoming intoxicated, intoxicating liquors.

Also, House file No. 368, a bill for an act repealing section nine (9) chapter one hundred and sixty (160) of the acts of the Ninth General Assembly, and providing for the payment by the treasurer of state of swamp land indemnity money direct to county authorities.

Also, Senate file No. 292, a bill for an act to increase the support of the state historical department.

Also, Senate file No. 176, a bill for an act to amend chapter 10 of title 3 of the code, relating to the admission of persons to practice as attorneys and counsellors in the courts of this state.

Also, substitute for Senate file No. 117, a bill for an act to repeal section 4946 of the code, relating to bodies for medical purposes and enacting a substitute therefor.

Also, Senate file No. 364, a bill for an act authorizing the Waterloo & Cedar Falls Rapid Transit company to construct its railway over the grounds of the state used for Normal school at Cedar Falls, Iowa.

Also, Senate file No. 7, a bill for an act to prohibit the manufacture of pearl buttons and butter tubs in the state penitentiaries.

Also, Senate file No. 223, a bill for an act to amend section 669 of the code relating to compensation for councilmen.

Also, Senate file No. 29, a bill for an act to provide for the taxation of the property of telegraph and telephone companies, to amend section 1330 of the code, and to repeal section 1331 of the code.

Also, Senate file No. 115, a bill for an act to regulate the levy and collection of special assessments in cities and towns, and cities acting under special charters.

Also, substitute for Senate file No. 134, a bill for an act to repeal section 1389 of the code, and to enact a substitute therefor in relation to the keeping of a record of delinquent taxes.

Also, Senate file No. 322, a bill for an act to amend chapter 43 of the acts of the Twenty-seventh General Assembly in relation to state aid to district and county agricultural societies, and to amend section 1658 and section 1659 of the code.

Also, Senate file No. 257, a bill for an act amending section 123 of the code, and to prohibit the charging off of balances of unexpended appropriations.

Also, Senate file No. 254, a bill for an act to amend section 799 of the code, relating to street improvements and special assessments.

Also, Senate file No. 273, a bill for an act to amend section 261 of the code relating to superior courts and changes of venue therefrom.

Also, substitute for Senate file No. 84, a bill for an act to punish persons engaging in boxing contests or sparring exhibitions where an admission fee is charged, those who knowingly aid, abet or assist such contests and exhibitions and those who knowingly permit any ground, lot, building, hall or structure to be used for such contests or exhibitions.

Also, Senate file No. 348, a bill for a act creating the capitol improvement commission, defining its duties and making appropriations therefor.

Also, substitute for Senate file No. 45, a bill for an act making appropriation for repairs on the rooms in the capitol building now occupied by the board of control, and for furnishing the same.

Also, substitute for Senate file No. 47, a bill for an act to provide for the finishing and furnishing of the historical building.

Also, Senate file No. 271, a bill for an act to amend section 1 of chapter 95 of the acts of the Twenty-seventh General Assembly, in relation to the issuance of bonds by school corporations.

Also, Senate file No. 258, a bill for an act to appropriate the sum of \$500 to pay John F. Oliver, for legal services rendered in behalf of the state in a case involving the validity and construction of the will of the late Baxter Whiting.

Also, Senate file No. 50, a bill for an act to provide for and aid in the erection of a memorial to Sergeant Charles Floyd.

Also, Senate file No. 201, a bill for an act making appropriations for the fish and game commission of the state of Iowa.

Also, Senate file No. 347, a bill for an act to amend section 166 of the code.

Also, Senate file No. 140, a bill for an act to amend section 777 of the code relating to temporary sidewalks.

Also, substitute for Senate file No. 39, a bill for an act to repeal section 1306 of the code, and to enact a substitute therefor, relating to the assessment of taxes, and limiting the indebtedness of counties, and other political and municipal corporations.

Also, Senate file No. 69, a bill for an act to amend the laws of Iowa, concerning insurance other than life, by repealing section 1742 and enacting a substitute in lieu thereof.

Also, Senate file No. 253, a bill for an act to amend section 5685 of the code, relative to gate receipts at state penitentiaries.

Also, Senate file No. 342, a bill for an act to amend chapter 118 of the laws of the Twenty-seventh General Assembly, relating to the management and control of certain state institutions, and the defining of certain offenses and providing penalties therefor.

Also, Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa.

Also, Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the hospital for the insane at Mt. Pleasant, Iowa.

Also, substitute for Senate file No. 219, a bill for an act to authorize boards of supervisors to provide for the discovery of property withheld from taxation, and to list the same and collect taxes thereon, and to legalize contracts heretofore made for that purpose by boards of supervisors upon certain conditions.

Also, substitute for Senate file No. 100, a bill for an act to amend section 2508 of the code, in relation to the inspection and use of the products of petroleum.

Also, Senate file No. 66, a bill for an act providing for the taxation of the property of express companies and repealing sections 1345 and 1346 of the code, and chapter 31 of the acts of the Twenty-seventh General Assembly.

Also, Senate file No. 365, a bill for an act to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other officers, relating to the establishment of drainage districts in said county, and contracts relating thereto, issuance of bonds and levy and collection of taxes.

Also, substitute for Senate file No. 265, a bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected and providing for the expense thereof, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients therefrom and from the state hospitals.

Also, Senate file No. 337, a bill for an act to amend chapter 4, title 7 of the code, and chapter 37 of the acts of the Twenty-seventh General Assembly, relating to the assessment and collection of collateral inheritance tax.

Also, Senate file No. 190, a bill for an act to amend section 125 of the code relating to the printing and binding of the reports of state officers.

Also, Senate file No. 366, a bill for an act to legalize the action of the board of directors of the Independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of \$20,000, and to validate said bonds.

Also, substitute for the substitute for Senate file No. 68, a bill for an act to amend section 1743 of the code, relative to stipulations of arbitrations in policies of insurance.

Also, Senate file No. 367, a bill for an act authorizing the board of control to use unexpended balance yet remaining of appropriation made in chapter 140 of the acts of the Twenty-sixth General Assembly, and to amend chapter 54 of the acts of the Twenty-seventh General Assembly, relating to compensation for keeping patients in the insane hospitals.

Also, joint resolution No. 11, for the appointment of commissioners for the Pan-American exposition at Buffalo, N. Y.

Also substitute for Senate file No. 183, a bill for an act to amend section 2806 of the code in relation to the contingent fund.

Also, substitute for Senate file No. 191, a bill for an act relating to insurance companies and associations and to provide for the incorporation, regulation and government of life insurance corporations on the stipulated premium plan, and to amend chapter 7, title 9 of the code, and providing a penalty for the violation of the provisions thereof.

Also, Senate file No. 368, a bill for an act making appropriations for the payment of state and judicial officers, state and other expenses.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

The President appointed as the committee to notify the House that the Senate was ready to adjourn, Senators Hobart, Griswold and Bishop.

The President announced that he had signed, in the presence of the Senate, Senate files Nos. 69, 253, 342, 298, 294, 219, 100, 66, 365, 256, 7, 337, 190, 68, 367, 366, 368, 183, 191, and joint resolution No. 11.

Senator Hobart reported that the committee appointed to notify the House that the Senate was ready to adjourn had performed their duty.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled:

Also, Senate file No. 69, a bill for an act to amend the laws of Iowa concerning insurance other than life, by repealing section 1742 and enacting a substitute in lieu thereof.

Also, Senate file No. 253, a bill for an act to amend section 5685 of the code relative to the gate receipts at state penitentiaries.

Also, Senate file No. 342, a bill for an act to amend chapter 118 of the laws of the Twenty-seventh General Assembly, relating to the management and control of certain state institutions, and the defining of certain offenses and providing penalties therefor.

Also, Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa.

Also, Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the hospital for the insane at Mt. Pleasant, Iowa.

Also, substitute for Senate file No. 219, a bill for an act to authorize boards of supervisors to provide for the discovery of property withheld from taxation and to list the same and collect taxes thereon, and to legalize contracts heretofore made for that purpose by boards of supervisors upon certain conditions.

Also, substitute for Senate file No. 100, a bill for an act to amend section 2508 of the code in relation to the inspection and use of the products of petroleum.

Also, Senate file No. 66, a bill for an act providing for the taxation of the property of express companies and repealing sections 1345 and 1346 of the code, and chapter 31 of the acts of the Twenty-seventh General Assembly.

Also, Senate file No. 365, a bill for an act to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other officers, relating to the establishment of drainage districts in said county, and contracts relating thereto, issuance of bonds and levy and collection of taxes.

Also, substitute for Senate file No. 265, a bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected and providing for the expense thereof, and requiring the adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients therefrom and from the state hospitals.

Also, Senate file No. 337, a bill for an act to amend chapter 4 of title 7 of the code, and chapter 37 of the acts of the Twenty-seventh General Assembly, relating to the assessment and collection of the collateral inheritance tax.

Also, Senate file No. 190, a bill for an act to amend section 125 of the code, relating to the printing and binding of the reports of state officers.

Also, Senate file No. 366, a bill for an act to legalize the action of the board of directors of the independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of \$20,000, and to validate said bonds.

Also, substitute for the substitute for Senate file No. 68, a bill for an act to amend section 1743 of the code, relative to stipulations of arbitration in policies of insurance.

Also, Senate file No. 367, a bill for an act authorizing the board of control to use unexpended balance yet remaining of appropriation made in chapter 140 of the acts of the Twenty-sixth General Assembly, and to amend chapter 54 of the acts of the Twenty-seventh General Assembly, relating to compensation for keeping patients in the insane hospitals.

Also, joint resolution No. 11, for the appointment of commissioners for the Pan-American Exposition at Buffalo, N. Y.

Also, substitute for Senate file No. 183, a bill for an act to amend section 2806 of the code, in relation to the contingent fund.

Also, substitute for Senate file No. 191, a bill for an act relating to insurance companies and associations, and to provide for the incorporation, regulation and government of life insurance corporations on the stipulated premium plan, and to amend chapter 7, title 9, of the code, and providing a penalty for the violation of the provisions thereof.

Also, Senate file No. 368, a bill for an act making appropriations for the payment of state and judicial officers, state and other expenses.

Also, Senate file No. 69, a bill for an act to amend the laws of Iowa concerning insurance other than life, by repealing section 1742 and enacting a substitute in lieu thereof.

Also, Senate file No. 253, a bill for an act to amend section 5685 of the code, relative to gate receipts at state penitentiaries.

Also, Senate file No. 342, a bill for an act to amend chapter 118 of the laws of the Twenty-seventh General Assembly, relating to the management and control of certain state institutions, and the defining of certain offenses and providing penalties therefor.

Also, Senate file No. 298, a bill for an act making an appropriation to satisfy a claim of Clayton county against the state of Iowa.

Also, Senate file No. 294, a bill for an act making an appropriation for reimbursing certain patients in the hospital for the insane at Mt. Pleasant, Iowa.

Also, substitute for Senate file No. 219, a bill for an act to authorize boards of supervisors to provide for the discovery of property withheld from taxation, and to list the same and collect taxes thereon, and to legalize contracts heretofore made for that purpose by boards of supervisors upon certain conditions.

Also, substitute for Senate file No. 100, a bill for an act to amend section 2508 of the code, in relation to the inspection and use of the products of petroleum.

Also, Senate file No. 66, a bill for an act providing for the taxation of the property of express companies, and repealing sections 1345 and 1346 of the code and chapter 31 of the acts of the Twenty-seventh General Assembly.

Also, Senate file No. 365, a bill for an act to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other officers, relating to the establishment of drainage districts in said county, and contracts relating thereto, issuance of bonds, and levy and collection of taxes.

Also, substitute for Senate file No. 256, a bill for an act placing all private and county institutions caring for insane persons under the supervision of the board of control of state institutions, and requiring them to be regularly inspected and providing for the expense thereof, and requiring the

adoption of rules and regulations by said board relative to the keeping of patients therein, and authorizing the transfer of patients in the state hospitals to such private and county institutions, and providing for the removal of patients in certain cases from said private and county institutions, and for the discharge of patients therefrom and from the state hospitals.

Also, Senate file No. 337, a bill for an act to amend chapter 4 of title 7 of the code, and chapter 37 of the acts of the Twenty-seventh General Assembly, relating to the assessment and collection of the collateral inheritance tax.

Also, Senate file No. 190, a bill for an act to amend section 125 of the code, relating to the printing and binding of the reports of state officers.

Also, Senate file No. 366, a bill for an act to legalize the action of the board of directors of the independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of \$20,000 and to validate said bonds.

Also, substitute for the substitute for Senate file No. 68, a bill for an act to amend section 1743 of the code, relative to stipulations of arbitrations in policies in insurance.

Also, Senate file No. 367, a bill for an act authorizing the board of control to use unexpended balance yet remaining of appropriation made in chapter 140, of the acts of the Twenty-sixth General Assembly, and to amend 54 of the acts of the Twenty-seventh General Assembly, relating to compensation for keeping patients in the insane hospitals.

Also, substitute for Senate file No. 183, a bill for an act to amend section 2806 of the code, in relation to the contingent fund.

Also, substitute for senate file No. 191, a bill for an act relating to insurance companies and associations and to provide for the incorporation, regulation and government of life insurance corporations on the stipulated premium plan, and to amend chapter 7, title 9 of the code, and providing a penalty for the violation of the provisions thereof.

Also, Senate file No. 368, a bill for an act making appropriations for the payment of state and judicial officers, state and other expenses.

F. L. ARTHAUD,
Chairman Senate Committee.

J. P. LYMAN,
Chairman House Committee.

Ordered passed on file.

The Journal of yesterday was taken up, corrected and approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Senator Arthaud, from the joint committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

Joint resolution No. 7, a bill for an act fixing the number and compensation of employes in the department of state at the seat of government

Also, substitute for House file No. 215, a bill for an act repealing sections two thousand, seven hundred and two (2702), two thousand, seven hundred and three (2703) and two thousand, seven hundred and five (2705) of the code, and chapter eighty (80) of the laws of the Twenty-seventh General Assembly, and amending chapter eight (8), of title thirteen (13), of the code, in relation to industrial schools.

Also, House file No. 146, a bill for an act to amend the military code of Iowa.

Also, House file No. 413, a bill for an act to provide for the general levy for state purposes for the year 1900 and subsequent years.

Also, House file No. 304, a bill for an act to provide for the greater purity of elections, for the casting, registering, recording and counting of ballots or votes by means of voting machines, and supplementary to and in aid of the present election laws.

Also, creating a board of voting machine commissioners and defining their duties, and repealing all laws in conflict with this act.

F. L. ARTHAUD,
Chairman Senate Committee.
J. P. LYMAN, .
Chairman House Committee.

Ordered passed on file.

The President announced that he had signed in the presence of the Senate, joint resolution No. 7, and House files Nos. 147, 413, 215 and 304.

The President announced the following committee on the part of the Senate as members of the municipal code commission: Senators Trewin, Healy and McIntire.

President Milliman delivered the following touching farewell address:

SENATORS—After the hour of our final adjournment had been fixed, it occurred to your presiding officer that he would be called upon to say the words that would close the session. So unpleasant was the thought that I have put off till the last hour the duty of preparing the parting words, and now find myself unable because of a swelling heart, to think fittingly.

Of your work individually, I am fully advised, and in the results of your labors I have abundant confidence. While occupying this chair, it has been my privilege to observe much of the habit of work and thought of each Senator, and were I in doubt at the beginning of the session as to the places you should be assigned to on committees, I am glad now to say that you have more than consummated my hopes.

Each committee has done well, every senator has been faithful to his trust, and it is proper for me to predict the commendation of the people when the laws you have made are in operation.

This attestation of your faithfulness to duty is in no wise suggested by your kindness and the support given the chair, but it is deliberately spoken with the full knowledge that a most critical and intelligent constituency are to pass upon your labors.

The good work of the last general assembly is greatly advanced by the provisions of law now made, and you will receive from your neighbors the approbation I have suggested.

Ample provision has been made for all the varied interests and wards and cares of the state, but nowhere is extravagance in the expenditure of the people's money apparent. Speaking for the people I thank you in their name.

Let me say a word also in praise of the secretary and his assistants. How faithfully they have each served you and the state no one knows better than I, and it is a pleasant duty I perform in saying that they deserve well of you, and have my friendship and thanks. The same may be said of the other employes of the Senate, and I thank them in your name.

And now, senators, I come to the tenderest part of my final words. When I recall the generous words of commendation and esteem spoken by the venerable and beloved Perrin, and seek words of gratitude to repay you I realize how poor indeed I am. If words alone will discharge the debt I gladly admit I owe, then I am in very truth a bankrupt, but if you will look into my heart and there see the unmeasurable wealth of respect and love I feel for each one of you I am sure you will not force me into that court, but will let me live to pay, as I may in faithful friendship, my obligations.

I accept this chair in the spirit and motive which gave it and shall hold it as the monitor during life to keep me true to you and the people.

Neither rank of nobility nor hereditary title shall equal it and I shall enjoin upon my children its care in memory of you, and in the hope that it will inspire them to noble living.

From a heart filled with emotion I say God bless you and may He be with you till we meet again.

The President declared the Senate adjourned without day.

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